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Harvard College Library



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JONATHAN BROWN BRIGHT

of Waltham, Massachusetts, is to be expended for books for the College Library. The other half of the income is devoted to scholarships in Harvard University for the benefit of descendants of

HENRY BRIGHT, JR.,

who died at Watertown, Massachusetts, in 1686. In the absence of such descendants, other persons are eligible to the scholarships. The will requires that this announcement shall be made in every book added to the Library under its provisions.

1696

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JOURNAL
OF THE
Commons House of Assembly
OF
SOUTH CAROLINA

For the Session Beginning January 30, 1696, and Ending
March 17, 1696

Edited by
A. S. SALLEY, JR.
Secretary of the Historical Commission of South Carolina

Printed for
THE HISTORICAL COMMISSION OF SOUTH CAROLINA
By The State Company, Columbia, S. C.
1908

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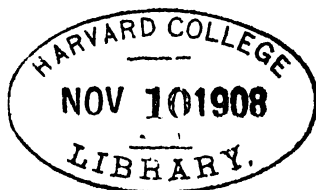
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Bright fund

Att A Generall Assembly mett at the House of m^r ffrancis ffdling
at Charles Towne on the 30th Day of January 1695/6/
William Earle of Craven Pallatine & y^e Rest of the true and absolute
Lords & P^{rs}: of y^e P^{ov}ince of Carolina/
To Robert Gibbes Esq^r: Hig^h Sheriffe of Berkley County Greete-
inges—

Whereas by our P^{ro}clamacon on the 29th: day of Novemb^r: Instant
made and Published for Reasons therein Expressed we have thought
fitt to Dissolve y^e late Generall Assembly And notwth Standing y^t
all our Designes and Endeavours to Settle this P^{ov}ince in peace and
Tranquility, have by the obstinate major^{ty}— of the House of Comons,
been ffrustrated—and willing as ffar as in us Lyes, to Gratifye and
Comply wth the Requests of Some, butt the More Modest and Rea-
sonable of the memb^{rs}—of y^e house of Commons and other well
meaning Inhabittants of this P^{ov}ince by their Address for y^t End
to us Signified, wee Therefore (hereby Dispensing, wth our power
to us in that respect Granted by our Charter and former presidents),
Comand you to Sumons all the Kings Leidge Subjects y^e ffreemen
Inhabittants of Berkley & Craven Countys to be and Appeare.
Together wth all the Rest of the freemen as aforesaid of this part
of our province at Charles Towne on y^e 19th day of December next
Then And there by a Majority of their voyces to Agree to And As-
certaine y^e number of their Representatives for this part of this
P^{ov}ince To Consult and advise wth: us about makeing such Laws as
Shall be necessary for the Safety and defence of this P^{ov}ince when
& as often as we shall see occation To Call them thereto, Wittness
John Archdale Esq^r: our Govrn^r = Admirall and Cap^t Generall of
our said P^{ov}ince and the Rest of our Deputyes at Charles Towne
this 30th: day of November 1695/

William Hawett
Thom Cary

{ John Archdale
Jos Blake
Paull Grimball
Stephen Bull
James Moore

Robert Gibbes Esq^r High Sheriffe of Berkley County made Returne
of the writt for members of Assembly for Berkly and Craven Coun-
ty: (vizt)

Carolina Ss/ William Earle of Craven Pall & y^e Rest of the true &
absolute Lords and proprietors of this province/
To the High Sheriffe of Berkly County/

Wee Comand you to Sumon all and Every his maj^{ties}—Leidge Subjects freeman of Berkley & Craven Countyes to be and appeare at Charles Towne in y^e said County on the sixteenth day of January next Then and there to Elect Twenty members of Assembly in Such maner and method as is usuall and Accustomary which Election together wth this precept yo^u are to make Returne of to us in Charles Towne on the Thirtyeth Day of January next And the s^d members Soe Elected yo^u are to Sumon to meete at Charles Towne the s^d Thirtyeth day of January next Hereof yo^u are not to fayle att yo^r perrill And for yo^r Soe Doeing this to be yo^r warrant Wittness our hands and Seales, this Twentyeth Day of December 1695/

John Archdale
Joseph Blake
John Berisford
Ste: Bull
Tho Cary

The Returne of the High Sheriffe of Bekly County, Of members of assembly for Berkley and Craven Countyes, are as followeth vizt)
By Virtue of a precept here anexed to me directed I have Caused Twenty Members of assembly to be Elected for Berkley and Craven Countys/

(Vizt)

Mr: Jonathan Amory
Mr: Ralph Izard
William: Smith Esq^r:
Capt Edmond Bellinger
Mr: John Alexander
Capt Thomas Smith
Mr: James Witter
Capt: Georg Dearsley
Mr: Henry LeNoble
Capt: Job Howes

Mr: John Ladson
Mr: Joseph Elicott
Mr: Robert Stevens
Capt Thomas Broughton
Capt John Clifford
Mr: Gibrill Glaze
Mr: W^m: Canty
Capt: James Young
Mr: Richard Baker
Mr: William White

And I have Summoned the foresaid Members to meete at the Day and place wthin Expressed In Testimony of which I put my hand and Seale this 16th: day of January 1695/6

Rob^t Gibbes Sheriffe

The High Sheriffe of Colleton County made Returne of the writt for members of Assembly ffor Colleton County (vizt)
Carolina Ss William Earle of Craven Pallatine & the Rest of the true and absolute Lords and ~~pp~~^{rs}: of this Province/
To The High Sheriffe of Colleton County/

Wee Comand yo^u to Sumon all & Every his majesties Leidge subjects freemen of the s^d County to be and appeare at Cap^t Bristowes Plantacon in the said County on the 16th Day of January next then and there to Elect Tenn Members of Assembly in Such maner and method as is usuall and accustomary Which Election to Gether wth: this precept you are to make Returne of to us in Charles Towne on the 30th: day of January next and the said Members Soe Elected you are to Summon to Meete at the Generall Assembly to be holden at the house of ffrancis ffdling in Charles Towne y^e s^d 30th: Day of January next Hereof you are not to fayle and for yo^r Soe Doeing this to be yo^r: warr^t: Wittness our hands and Seales/ this Twen-tyeth Day of Dêcembr 1695/

John Berisford } Ste: Bull John Archdale
 } Tho: Cary Joseph Blake—

The Returne of the High Sheriffe of Colleton County of memb^{rs}— of assembly for the said County/ Vizt/

Cont Colleton/ By Virtue of a Writt Unto me Directed beareing Date the 20th Day of December Und^r the hand of the hon^{ble}— John Archdale Esq^r Governo^r: and the Lords ꝑ^{rs}: Deputyes And In Obediance thereunto I have Sumoned all and Every his Maj^{ties}— Leidge Subjects to be and appeare at Cap^t Bristow's Plantacon and there Did Elect Tenn Members of Assembly as ffolloweth/

Mr: James: Stanyarne	}	Doct ^r : James Williams
Cap ^t : Will Davis		Cap ^t : Will— Brockhust
Mr: John Morton		Mr: John Hamilton
Mr: James Gilbertson		Cap ^t : Georg Raynor
Mr: Dan: Courtise	}	Mr: John Stanyarne

These ꝑ^{rs}ons above Named were Ellected members of Assembly at the place and Day ordered by the Majority of Voates and Sumoned accordingly Wittness my hand and Seale this Thirtyeth Day of January 1695/6

Robert Seabrooke (S)

The Members of assembly that appeared are as followeth

Mr: Jonathan Amory	}	Mr: Robert Stevens Sen ^r —
Cap ^t : Edmond Bellinger		Doct ^r : James— Williams
Cap ^t : Job: Howes		Mr: James Gilbertson
Mr: Ralph Izard		Cap ^t : Will Brockhust

W^m: Smith Esq^r:
 M^r: John Alexander
 M^r: John Ladson
 Cap^t: James Young
 M^r: William Canty
 M^r: Richard Baker
 M^r: Joseph Ellicott

M^r: Henry LeNoble
 Cap^t William Davis
 Cap^t Georg Raynor
 M^r: John Morton
 Cap^t John Clifford/

The Question is putt whether m^r: Jonathan Amory shall be Speaker of the House of Commons—

Caryed by majority of Voats that m^r: Jonathan Amory be Speaker of this House/

Who Accordingly tooke the Chaire/

The Question is putt whether the house shall Enter upon the Rules and ord^{rs}— of the house to night/

Caryed in the Affirmative/

Ordrd— y^t Cap^t Edmond Bellinger Cap^t Job: Howes m^r Ralph Izard Doct^r: James Williams and m^r: John Ladson be a Committe to make Ord^{rs}— and Rules for this house and present the Same to this house To morrow morning at Eight of the Clock for their Approbacon

Ordrd that the aforesaid Comittee Draw up an address to the Hono^{ble} the Governo^r: and Lords ¶p^{rs}: Deputyes, wth the Hono^{ble} the Governo^r: and Lords ¶p^{rs}: Deputyes. wth the humble Thankes of this house for their hono^{rs}— Speech and that they take Notice of the heads thereof And Assure them that we Shall be Ready to Joyne wth them in Makeing all Such Laws as Shall be for the Hono^r and Interest of the Lords ¶p^{rs}— And for the Good and well fare of this ¶vince/

Ordrd— that W^m: Smith Esq^r m^r: Rob^t Stevens m^r James Gilbertson m^r: John Morton, and Cap^t William Davis Be a Committe to Draw An humble address to y^e Hono^{ble} the Governo^r: and Lords ¶p^{rs}— Deputyes for the Remission of the arrears of Rent And present the Same to the House Tomorrow at Two of the Clock in the after-noone/

M^r. Speaker by Consent of the memb^{rs}— adjourned. till 8 of the Clock in the morning/

In the Morning the 31st: January 1695/6

The House mett according to adjournm^t/

Present, M ^r : Speaker	{	M ^r : Hen LeNoble
Cap ^t John Clifford		M ^r : Dan Courtise
M ^r : John Alexand ^r —		M ^r : Will White
Doct ^r : Ja Williams	{	M ^r : Will= Canty
m ^r : Richard Baker		Cap ^t Job: Howes
Cap ^t : Georg Raynor		M ^r : Ralph Izard
Cap ^t Will Brockhust	{	Cap ^t Edm ^d : Bellinger
M ^r : John Ladson		m ^r : John Morton
Cap ^t Jam: Young		Cap ^t : Georg Dearsley
M ^r : Joseph Ellicott		

The Committe for makeing Rules and ord^{rs}: for the house & for Drawing of y^e address of the thankes of this house to the Hono^{ble} the Governo^r and Lords ꝑ^{rs}: Deputyes brought the Same into this house, and the address of humble thankes being Read/

Ordrd: that the Clerke Ingrose the same/

ordrd: that m^r Speaker Signe the same/

Ordrd that m^r Speaker and this house wayte upon y^e uper house wth the address of the humble thankes of this house which ffolloweth in these words (Vizt)

To the R^t Hono^{ble} John Archdale Esq^r Cheife Governo^r of the ꝑ^{vin}ce of Carolina and to the hono^{ble} the Lords ꝑ^{rs}— Deputyes/ The Humble address of Thanks of y^e house of Commons

May it please yo^r Hono^{rs}:/

Wee Returne to yo^r hono^{rs}: our most sincere and hearty thanks not only for the ꝑ^{gress} yo^r hono^r hath allready made towards the Settlem^t of this place but allso for yo^r hono^{rs}: Speech wherein yo^r: Hono^r not only Intimated yo^r willingness but yo^r power to putt an End to all those Greiveances that have Soe much hindr'd the settlem^t of this Soe hopefull a Collony which willingness of yo^r— Hono^r: soe freely Declared we noe ways Doubt and therefore humbly Request yo^r hono^r: for our better Guide and Information, (in the way of our Endeavors to pay our uttmost assistance to yo^r hono^r in the present Settlem^t of, the Same) That yo^r hono^r will be pleased to vouchsafe to Communicate to us yo^r hono^{rs} power and the Extent thereof And wee hope yo^r hono^r shall have no Reason to Repent of the Same ffor we doe faithfully assure yo^r Hono^{rs} that as we would not Neglect any Grace or ffavor Intended us by the hono^{ble}: the Lords ꝑ^{rs}: Soe we would not Desire or press any thing beyond yo^r: hono^{rs} power to ꝑ^{forme}, but Shall on our p^{rts} Give our Utmost

assistance to the attayning of a ꝑfect Settlement, To the hono^r = of the Lords to the Encouragem^t— of others and the hapiness of this Collony/

A Bill for the Entry of Vessells, a Bill for Settling of pylotage a Bill to prevent marrin^{rs} and Seamen Runing into Debt Comited to Cap^t: Edm^d: Bellinger Cap^t: George Dearsley and m^r John Alexand^r to be prepared and presented to the house on munday at two of the Clock in the afternoone/

A Bill for Regulateing Publique houses, and for ascertaineing the prices of Liquo^{rs}: a Bill for ascertaineing Publick officers fees Comitted to Capt James Young m^r: Daniell Courtise and Doc^r James Williams to be prepared and presented to the house on Munday Two of the Clock in the afternoone/

A Bill Inhibitting the tradeing wth Serv^{ts} and Slaves— A Bill for the better ordering of Slaves and a Bill for the poore Committed to Cap^t Job How m^r Ralph Izard and m^r Rob^t Stevens Sen^r— to be prepared and presented to the house on Munday two of the Clock in the afternoone/

A Bill for the better settling and Regulateing the Militia Comitted to Cap^t W^m Davis Cap^t George Rayno^r: and Cap^t John Clifford to be prepared and presented to the house on Munday Two of the Clock in the afternoone/

A Bill for Distroying of Unmarked Cattle Comitted to m^r: Richard Baker m^r: W^m— White and m^r James Witter to be prepared and presented as above/

A Bill for Settleing and Continueing a watch in Charles Towne and to Cleare the Same from Und^rwood A Bill to make Currant and Establish and Settle the weight and Vallue of forraigne Coyne Comitted to m^r: W^m: Smith And m^r Hen LeNoble, to be prepared and presented as above/

M^r Speaker Adjourned the house to Two of the Clock in the afternoone/

In the Afternoone/

The House mett according to adjournm^t

Rules and ord^{rs} to be observed by the memb^{rs} = as ffolloweth

- (1) When any man Intends to Speake he is to stand up uncovered and to address him selfe to the Speaker, who usually Calls Such ꝑson by name that the house may take notice who it is that Speaks
- (2) If more then one Stands up at once the Speaker is to Determine who was first up: and he is to Speake, and the others to Sitt downe

Unless he who was first up Sitt down againe and Give way to the other or that Some memb^r Stand up and acquaint the House that an other was up before him whome the Speaker Calls, And the House adjudge it Soe/

(3) When a memb^r— is Speakeing none is to Stand up or Interrupt him till he has done Speakeing and Sate down and then any other may Arise/

(4th.) That when m^r: Speaker Désires to Speaker he ought to be heard wthout Interruption if the house be Silent and not in Dispute/

(5th.) That if any Question be upon a Bill the Speaker is to Explaine but not to Sway the house wth argum^{ts} or Disputes/

(6th) That if any memb^r Hissess or Disturbeth any one in his Speech Shall answer it at the barr/

(7th.) If any memb^r: (the house Sitting and in presence Use any Reflecting words of, or offend the authority of his Majestye the Governo^r or this house he is to be caled to the barr and there answer the Same/

(8th—) Any memb^r (the house Sitting Departing the house without Leave from the Speaker Shall be fined any Sume not Exceeding 2^s: 6^d:/

(9th.) When any memb^r— Speaks to a Bill Lett him Stand up Uncovered, and Direct his Speech only to y^e Speaker or Chaire, and altho' upon the answer of another member he hath further matter to alledge in Defence of his first argument against the answer, yett he Shall not make any further Discourse on y^e Same day wthout Leave of the Speaker/

(10th.) When any mater or Bill is putt to the Voat in the house m^r: Speaker Shall putt the Question thus, The Yeas are to Stand up and the Nays to Sitt downe/

(11th.) All Bills are Either Unanimously Rejected at first or Else allowed to be Debated/

(12th) After any bill hath been Twice Read on Two Severall Days then it is Ingrossed and Read the Third Time and then the Chaireman is to aske if they will have it putt to the Question a Law or noe Law/

(13th.) If any Bill be Rejected the Same Shall not be any more ~~Proposed~~ that Session wthout Some materiall alteracons

(14th) Any Member fayling or neglecting to meet at the houre of adjournment wthout Snding a Satisfactory Reason to the House Shall be fined in any Sume not Exceding two Shillings and Six pence/

(15th.) While the house is Sitting: noe man ought to Speake or Whisper to another to the End the house might not be Interrupted, when any are Speakeing, but Every one is to Intend the buisness of the house/

(16th—) Ordrd that the Majority of Tenn Members of this house or any Number above may from time to Time adjourne the house ~~Provided~~ the Speaker be one Butt for any thing Else not Less then Sixteene memb^{rs}— Shall have power/

(17) That Till the buisness in agitation be Ended noe new motion of any new matter Shall be made w^{thout} Leave of the house/

A message from the Governo^r: acquainting the house that he would Have them appoynt some memb^r: to wayte upon him and he would Communicate to them his ord^{rs} and Instructions from y^e: ~~Sp~~^{rs}:/

Ordered that m^r Ralph Izard Capt Job How Cap^t Edmond Bellinger, m^r W^m. Smith m^r Robt Stevens and m^r Dan— Courtise Doe wayte upon the honoble the Governo^r: to Se his Instructions and ord^{rs} in pursuance of the said Message/

M^r: Speaker adjourned the house till tomorow Eight of the Clock in the Morning/

In The Morning the Ffirst day of Ffebruary 1695/6/
The House Me according to adjournm^t

Present m^r Speaker

Absent

m^r Ralph Izard

m^r James Sanyarne

m^r: Will Smith

m^r: Daniell Courtise p^d:

Cap^t: Job Howes

m^r: John Hamilton

m^r: John Alexand^r

m^r: John Sanyarne

Cap^t Georg Dearsley

Cap^t Thomas Smith

m^r: John Ladson

Cap^t Thomas Broughton

Cap^t: Edmond Bellinger

m^r: James Witter

m^r: Rich^d: Baker

m^r: Gabrill Glaze/

Cap^t John Clifford

Doct^r: Ja Williams

M^r: John Morton

m^r: Ja: Gilbertson

m^r: W^m— Canty

Cap^t W^m— Brockhust

Cap^t Ja Young

m^r: Will White

m^r: Jos Ellicott

Cap^t W^m— Davis

Cap^t: George Raynor

m^r Hen LeNoble

Mr: Rob^t Stevens Sen^r—

Ordrd: that Cap^t Job How m^r Ralph Izard Cap^t Edmond Bellinger m^r: Rob^t Stevens m^r: John Ladson, & m^r John Morton be a Comittee to Draw up the formes of Conveyance of Lands and an act to Continue the Same And to Confirme Titles to Lands and Report the Same to this house/

Mr: Ralph Izard Cap^t Job How Cap^t Edm^d— Bellinger m^r: William Smith m^r Rob^t Stevens m^r Daniell Courtise Reports to the house that they have wayted upon the Hon^{ble} the Governo^r: according to a former ord^r: And that the Governo^r: was pleased to Shew them his Instructions from the Lords ~~App^{rs}~~: and Gave the same to them, That the house might peruse them/

Ordrd that the Instructions be Entred in the Journall of this house which Ffollowes in these words/

Instructions for John Archdale Esq^r Governo^r of Carolina/

(1st) You are to Use yo^u Utmost Endeavors to Encourage the building of houses in Charles Towne and in ord^r thereunto you are to Endeavo^r the passing an act of the assembly, thatt all Lotts taken upp for two yeares Last past or upwards and not built on and that Shall not be built on by the ~~Person~~ who tooke up the Same wth

Shall Revert to the ~~App^{rs}~~: to be Disposed of for the best Encouragment of Building in the Same Towne, and it be ~~Provided~~ for in all future Grants of Land by a Speciall Condicon/

(2^d) In the Same act or an other as you Shall finde most Convenient to ~~Provide~~ that who Ever has, taken up any Land and has not wthin three yeares after his takeing up, Cleared, or Shall not wthin

next Comeing Cleare a part of the same and doth not now or wthin 12 months next Ensueing Shall not occupy it by him selfe Serv^{ts} or assignes Shall be adjudged a Deserter and be fore Closed of any Right or title thereto/

(3^d) after yo^r arrivall at Charles Towne if you thinke it Convenient for the ~~pmotion~~ of Good Governm^t to Check vice and Encourage Sobriety and virtue as well as Trade you may then ~~ppose~~ to that Towne a Charter wth Such privilidges as you and three more of our Deputies Shall think Expedient for the Ends aforesaid, which Charter you are to Transmitt to us for our approbation/

(4th) You are allso to Endeavor the building of a new Towne or Townes in Such places as you Shall think most healthfull and Como-

dious for Commerce and trade and to Grant Such priviledges as you Shall thing most Encourageing/

(5) You are wth the assistance of the Grand Council to Inspect into all our Constitutions and what of them you Shall thinke most Expedient for the beter Establishment of our Govern^t: for y^e Good and well fare of our people You are to present to the Gener^{ll} assembly for their Concurrence and what shall be by yo^u: and our said Grand Council and assembly Soe agreed on: You are to Transmitt to us for our Concurrence therein and to wayte our Determination on the mater/

(6th.) You may Grant Encouragem^{ts}. for Improvem^{ts}. as Drayning Marshes makeing Salt whale fishing building Mills or any other matters that you in yo^r Judgment Shall thinke Expedient for the Good of the Country Either by pattents or what other way you Shall think most Expedient/

(7th.) You are to Endeavor to Gitt an act of the assembly for the fortifieing of Charles Towne/

(8th) You are Desired in a Perticular maner to take great Care that the Indjans be not abused, and y^t all meanes may be used to Civilize them/

(9th.) You are to use your Endeavor for Selling of Land butt to Preserve a Quitt Rent of 12 pence a yeare for one hundred acres and Soe p^{ro}portionably; yo^r Price nere the Settlement not to be und^r Twenty pounds a Thousand acres and at Two hundred Miles Distance or near the mountaines Tenn pound for a Thousand acres and not Und^r:/

(10th) And for all other matters y^t are not herein p^{ro}vided for you are to be Guided by the Generall Instructions to Co^{ll}: Phillip Ludwell and m^r. Thomas Smith Late Governo^{rs}— or Soe many of the articles of their instructions as Shall in yo^r: Judgment Seeme most fitt to be putt in practise Given Und^r our hands and Seals this 23 day of August 1695/

To John Archdale Esq^r }
Governo^r: of Carolina }

Craven Pallatine (H)

Bathe (H)

Carterett (H)

A: Ashley (H)

W^m. Thronburgh for } (H)

S^r: John Colleton }

Tho Amyy (H)

Ordered that m^r: Ralph Izard Cap^t Job hows m^r. John Alexander Cap^t Edmond Bellinger m^r. Robert Stevens m^r. Daniell Curtise & m^r. W^m— Smith doe wayte upon the honoble the Governor and

Returne him the thanks of the house for Shewing to them his Instructions from the R^t Hon^{ble} the L^{ds}— ~~Prop^{rs}~~ beareing date the 23^d: day of august 1695/ and that they Returne the said Instructions to the s^d Governo^r— and Request him to Informe the house whether he hath any other Ord^{rs} or Instructions/

(from)

The Lords Prop^{rs}— for the Ffortifying of Charles Towne And how and in what method they would have the Same Done/

Mr Speaker by Consent of the Members adjourned the house till two of the Clock in the afternoone on munday next/

Munday the 3^d of Ffebruary 1695/6

The house mett According to adjournm^t:

Absent Cap^t John Clifford

Cap^t Georg Dearsley

Cap^t: W^m— Davis

Cap^t George Raynor

m^r: John Hamilton

m^r: John Stanyarne

Cap^t Thomas Smith/

A Bill to Prevent Marrin^{rs} and Seamen Runing into Debt Read the first time and past wth amendments

ordrd. that the House Enter into Debate Tomorrow morning upon Bills (Vizt) A Bill for the watch in Charles Towne And a Bill for Settling a Vallue upon Fforraigne Coyne/

Mr Speaker adjourned the house till 8 of the Clock tomorrow morning/

In The Morning the 4th of Ffebruary 1695/6/

The house mett according to adjournm^t

Absent

M^r: Ralph Izard

m^r: W^m— Smith p^d

m^r John Ladson p^d

m^r James Gilbertson p^d

m^r Rob^t Stevens Sen^r

m^r John Hamilton

m^r John Stanyarne

Cap^t Tho Smith

Cap^t Thomas Broughton

The Committee for preparing a bill for Entry of Vessells a Bill for Pylotage and a Bill to prevent marrine^{rs} and Seamen Runing into Debt, Reports to the house that they have made Some pgress in them but Desire a fater time to finish the Same

ordrd that m^r John Morton Cap^t Ed: Bellinger Cap^t Georg Dearsley M^r John Alexand^r and m^r Ja Stanyarn be a Committee to Enq^r: what acts are Expired or nere Expiring and Draw up a Bill or Bills for the Reviveing and Continueing them/

The whole house Resolved into a Grand Comitte to Debate bills: (vizt)

a Bill for Settling a Watch in Charles Towne and a Bill for Settling a Vallue upon fforraigne Coyne/

And Cap^t Edm^d Bellinger Chosen Chairman who accordingly tooke the Chaire/

m^r Speaker Reasumed the Chair/

M^r: Chairman Reports to the house that the Comitte Resolves That the bills for the watch And Settling a Vallue upon Fforaigne Coyne, be againe Comitted for Additions and amendments/

ordrd: That the Committee for preparing the s^d: Bills Doe againe Take them and make additions and Amendments in them,

The house adjourned till 3 of the Clock in the after Noone/

In the afternoone the house mett according to adjournm^t

Absent

Cap^t W^m— Davis p^d

Cap^t Georg Rayno^r p^d

m^r John Hamilton

m^r John Stanyarne

Cap^t Tho Smith/

Cap^t Tho Broughton

The Comitte for Drawing an humble peticon to y^e honoble the Governo^r: and Lords p^{rs} Deputyes for the Remission of the arrears of Rent presented the Same to this house

ordrd that Cap^t Job How Cap^t Edm^d Bellinger and Cap^t Georg Dearsley againe take the above Peticon for additions and amendments and present the Same to this house

Resolved That the house Resolve into a Committee of the whole house To Consider of ways and methods for the fortifieing of Charles Towne on Thursday next in the forenoone

The Comitte for preparing a bill for the better Settling and Regulating the Millitia presented the Same to this house.

Landgrave Joseph Morton and Cap^t Ja Moore Delivered this house

from y^e upper house the writt for Convening the Inhabittants of this province to appoynt the Number of their Deligates and y^e Sheriffe of Berkly County's Returne of the Same

A Bill for the better Settling and Regulateing y^e millitia brought into y^e house and being Read/

ordrd: that the Comitte for preparing y^e s^d Bill Doe take the same againe, for additions and amendments and present the same to this house

ordrd: that the Messeng^r: of this house doe Immediately Give notice to Rob^t Gibbes Esq^r: high Sheriffe yt he doe forthwith attend y^e house to answer to y^e Returne he hath made of y^e writt of Convention of y^e freemen of this part of this Province/ to appoynt the Number of their Representatives in y^e assembly

The house adjourn^d: till Eight of y^e Clock in the Morning

Ffebruary the 5th in The morning the house mett according to adjournm^t/

The Comitte for making additions & amendm^{ts} in the Bill for Settling and Regulateing y^e millitia presented y^e Same to this house wth: additions and amendments and being Read was past the first time wth amendments

According to a foregoeing ord^r of the house Rob^t: Gibbes Esq^r high Sheriffe attended the house

The house heareing the answer of Robert Gibbes Esq^r: Sheriffe to the Returne of the writt of the Convention of the people to Appoynt the number of their Representatives in the Assembly

Resolved that the s^d Sheriffe's Returne of the s^d Writt of Convention is false/

Ordrd: that the s^d: Rob^t— Gibbes Esq^r: high Sheriffe doe mend his Returne of the said Writt of Convention, According to the said Returne, In the words the people at y^e s^d Convention Expres^t in the paper then Delivered to him the said Sheriffe by m^r— Jonathan Amory by the Desire and Request of the whole Convention/

The Comitte for making additional amendm^{ts}: in y^e bill for Settling a Vallue upon forraigne Coyne presented the Same to the house wth additions and amendm^{ts} And being read the first Time was past wth amendm^{ts}/

The Comitte appoynted for making additions and amendm^{ts}: in the petition to the upper house for the abatement of y^e arreares of

Rent presented the same to the house wth additions and amendments/

ordrd= that the s^d: petition be Entred in the Journall of: this house/
And y^t m^r Speaker Signe the same/

which follows in these words/

To The R^t Hono^{ble}: John Archdale Esq^r Governo^r: and Cap^t:
Generall of the province of Carolina And to the Hono^{ble} the Lords
prop^{rs}: Deputys/

The Humble Petition of the house of Commons

May it please yo^r hono^{rs}:/

The R^t. Hono^{ble}: the Lords and absolute ꝑ^{rs}: of this ꝑ^{vince} not
requireing from the people any Rent till the yeare 1690 Gave the
first Settlers of this place Such Encouragement that they Laboured
und^r a Continuall watch and Guard to Defend it and themselves
from the attempt^s of y^e Spanyards and Natives that they were Soe
much Employed therein that for Many yeares they Could not make
Sufficient ꝑ^{visions} for themselves but Suffred the want of Bread
and went thr^o many Difficultyes Even to the Dyspare of their lives,
at Last it pleased God by his Divine Goodness Soe to bless the
Endeavo^{rs}: of the people of this Settlement that they not only made
their owne ꝑ^{visions} but in Some measure Supplied their neighbours
by which means the fame of this place beyond seas Encouraged
many people in Europe & other parts to Come hither and Settle, and
they did willingly and Readily take the Conveyance for Land that
was then Granted and Cherefully Joyned hand in hand wth: their
neighbours in Settling and Defending this palce to the Great hono^r
of the Lords prop^{rs}: and the Joy and strengthning of the first Com-
mers insoemuch that they doubted not but all Difficulties were over
and that Every one Should Sitt downe in Peace und^r his owne vine)
But those Halcyon Days did not Continue Long, their Lordshipps
were pleased in the yeare one thousand Six hundred Eighty Two, to
alter their first Grant and ord^r a new Conveyance for Land to the
Great Dislike of the people which Occationed Some Some old Set-
tlers and many New Commers to Leave this Settlem^t & Some that
Stayd Spent their Substance wayting in Expectacon when the s^d:
Greivance would be Removed, others that were Compelled to Settle
in the woods were Discouraged to plant and Improve their planta-
cons for want of Compleate Titles to their Lands, their Lordshipps
allso Left the Governm^t: of this Settlem^t uncertaine and were pleased
frequently to alter the same, these mutations hapning one on the
neck of another, occasioned heart burnnings and Discontents

amongst y^e Inhabittants and kept Many in Doubt whether they would Settle here or noe, which not only kept them from Improving but occasioned the wasting of their Estates and Soe Impoverished this Settlem^t: That if yo^r hono^{rs} make the people pay their arreares of their Rent it will Endanger the Ruine of the Greatest part of the planters and force them to Suffer their Lands to Revert to their Lordships/ all which we make knowne and Lay before yo^r Hono^{rs}— And further add Since now the Considerable Trade of Charles Towne hath gained it y^e reputacon of a wealthy place which (we are Credibly Inform^d: and have Reason to believe) hath Encouraged Sever^{ll}, privateers to attempt the plundering and Burning of y^e Same, which caⁿot be prevented but by fortifyeing of itt which is now und^r our Consideracon, butt Canot be Done wthout a very Great Charge to the Inhabitants of this their Collony which notwithstanding, being sensible of the necessity thereof we are willing to accomplish therefore we humbly begg yo^r hono^{rs} That for y^e Reasons afore said yo^r hono^{rs} will be pleased to forgive the arrears of Rent to y^e Inhabittants of this part of their P^rvince, itt will the better Encourage & Enable us to und^rtake the Great butt Necessary Charge of fortifeing Charles Towne y^e only place of trade & strength in y^e whole P^rvince and which being lost will necessarily unsettle and Ruine this now thriveing Collony & will oblidge us to provide for y^e Certaine/

The Comittee for prepareing a Bill for Regulateing publick houses and for ascertaining the prises of Liquors presented the Same to this house/

Ord^d: that the s^d Comittee doe againe take the s^d bill and make further Amendments thereon and present y^e Same to this house/
The house Adjourned till three of the Clock in the afternoone/

In the afternoone the house mett according to adjournm^t/

The Comittee for Prepareing a bill for the better ordering of Slaves presented the Same to this house The said bill being read/ ordered that the Committe for prepareing the said Bill doe again take the Same and make additions and amendments/

Order^d— That Cap^t Edmond Bellinger Cap^t Job How m^r: Robert Stevens m^r Daniell Courtise and m^r: John Morton Doe waite upon the Hono^rble: the Govern^r to know his pleasure in passing an Act to methodize the Encrease of the Number of the Commons in the Gener^{ll}: Assembly and make Report thereof to this house/

The house adjourned by Consent of the Members Till 8 of the Clock to morrow morning

In the Morning the 6th Ffebruary the house mett according to adjourn^{mt}—

The Comittee for wayting upon the honob^{le} the Governo^r: to know his pleasure in passing an act to methodize the Encrease of the Number of the Commons in the Generall assembly Reports to the house that the Governo^r: is willing that a bill be prepared for that purpose/

Ord^d: That Capt^t Edm^d: Bellinger m^r Ralph Izard Capt^t Job How m^r John Morton & m^r Will Smith be a Committe to prepare a bill to methodize the Encrease of the Commons in the Generall Assembly, and that they Report the Same to this house/

Ord^d— that Rob^t Gibbes Esq^r Sheriffe be Dismissed from the attendance of this house and that he Give his attendance here againe upon Notice Given him/

Upon heareing the peticon of John Hamlin Master of the Sloop Supply of Connecitcot in New England/

Ord^d: that y^e said John Hamlin have Liberty of putting on Shour and Selling one hundred Barr^{lls} of Cyder Custome Ffree and that this ord^r be Sentt to the upper house for their Concurrence and that the Receiver Gener^{ll} Give obedience hereunto and that the Clerk Signe this ord^r

The above ord^r is assented to by the uper house and Signed by their ord^r Tho Cary Secry^{try}—

According to an ord^r of this house that the house Resolve into a Committe of the whole house to Consider of wayes & methods for y^e fortifyeing of Charles Towne,

The House Resolves in to a Committe and Capt Edm^d Bellinger Chosen Chair man/

The Question is putt whether a Tax Shall be Rayseed upon Skinns and furs only, or a Generall Tax Towards the fortifyeing of Charles Towne/

Caryed for a Tax upon Skinns and furs/

M^r— Speaker Reasumed the Chaire/

M^r: Chairman Reports to the house that it is the Resolucon of the Committe that it is Necessary that Some thing be Done at the End of the broad Street fronting to Cooper River, and at the South End of Charles Towne Towards the fortifying and Defence of this place and that Towards the fortifying of Charles Towne their

be a Tax Raised upon Skinns and furs & that the Imposition upon Liquors &c be Continued/

ordrd— That Cap^t John Clifford Cap^t Tho Broughton & Cap^t Tho Smith be a Committe to prepare a bill for Laying a Tax or Imposition upon Skinns and furs and for Continuation of the Imposition upon Liquors: &c and present the Same to this house/

Ordrd: That y^e Receiver Generall doe bring into the house the acco^{ts}: of y^e Publick Treasury of this P^rvince to Morrow Morning/

Ordrd that Cap^t George Dearsly doe prepare a bill to Prohibitt the Transporting of Sead^r Timber in the Logg And present the Same to this house/

Mr: Speaker by Consent of the members adjourned y^e house till three of the Clock in the afternoone/

In y^e after noone/ The house mett

According to adjournm^t

Ordrd y^t y^e Committe for Drawing up a bill for y^e poore Shall Inspect into Such ord^r or ord^{rs} of Councill or bonds as Relate to William Ballaugh for y^e paym^t of one hundred pounds to be paid m^r: Joseph Pendarvis and Cap^t Charles Basden and to Draw up a Bill for the poore/

Landgrave Jos Morton Cap^t James Moore and Tho Cary Delivered this house, from the upper house the Answer of the Governo^r: & Lords P^rps: Deputyes to the peticon of the house of Commons D^{ld}— the uper house the 5th: ffebruary 1695/6 Which Ffolloweth in these Words vizt/

We would Desire you to P^ruse o^r: answer as Deputyes, & the Governo^{rs}: distinct answer in P^rticular to the former Assembly upon this Subject matter of the arrears wherein we Doubt not but y^t their be Reasons Sufficient Given for the payment of the arrears of the Lords Rents, But being the Governo^r is willing to Give life to yo^r hopefull beginnings of y^e true Settlem^t of this Collony, he doth hereby wth y^e advice of his Councill Think good further to offer to you, y^t if you Shall P^rvide for y^e Just payment of the Lords Debts, and allsoe make a Rationall P^rvision for y^e security of the Towne Country and Shipping Comeing into or Goeing out of this harbour and P^rvide Effectually for the Easy and Secure paym^t of y^e future rents That then he is willing to Remitt the whole Arrears to Michalemas one thousand Six hundred ninety and five, or otherwayes the Governo^r himselfe will take as Easey a Method for y^e arrears as Can Reasonably and Justly be Expected/

Signed ꝑ ord^r of the Governo^r: and
 the Lords ꝑ^{rs}: Deputyes Ffebr^y— ye Tho Cary Sec^{ry}
 6th 1695/6/

A Bill for Inhibitting the Tradeing wth Serv^{ts}= and Slaves Read the
 first Time and past wth amendments/

Ordrd y^t Cap^t Edm^d= Bellinger m^r Ralph Izard Cap^t Job How
 Cap^t John Clifford and m^r: John Morton doe wayte upon the hono^{ble}
 the Governo^r: and Lords ꝑ^{rs}: Deputyes & Request them to Informe
 this house what Debts The Lords ꝑ^{rs}: owes in this part of this
 ꝑ^{vin}ce and Likewise what arreares of Rent they doe Claime from
 the Inhabittants of y^e Same/

The house adjourned Till 7 of the Clock in the Morning/

In the morning the 7th of Ffebruary/

The house mett according to adjournm^t:

Ordrd= that m^r Ralph Izard m^r Rob^t Stevens and Cap^t Job Howes
 be a Committee to See that y^e Receiver of the Publick powder hath
 ꝑ^{ro}formed the Conditions of the act for Raysing a Publick Store of
 powder for the Defence of this ꝑ^{vin}ce/

Ordrd= That W^m— Smith Esq^r: doe Inspect into the Inconve-
 niances of the act for Prevention of the Seas further Encroachment
 upon the wharfe in Charles Towne, and make Report thereof to this
 house/

Ordered that m^r James Witter prepare a Bill for makeing Sufficent
 fences and present the Same to this house/

Ordrd: that Cap^t How m^r Robert Stevens and m^r Ralph Izard doe
 prepare a bill or a Clause in a bill for the Repealeing the act for
 Encourageing the makeing wine Indigo and Salt/

According to an Ord^r of this house y^e Receiver Generall brought his
 acco^{ts} of the Publick money and Store/

Ordrd= that m^r: W^m— Smith Cap^t Edm^d Bellinger and M^r Henry
 Le Noble be a Committe to Examine the s^d: Publick acco^{ts}/

Ordered y^t Cap^t Will Davis doe prepare a bill for the Dstroying
 Beasts of prey and present the Same to this house/

The house Adjourned till Thre a Clock in.

The afternoone/

The Afternoone The house mett according to adjournment

The Committe for wayting upon the Governo^r & Lords Prop^{rs}—
 Deputyes Reports to the house that the Governo^r— would take Care
 that the house should have an acco^t of what y^e Lords ꝑ^{rs}— are

Indebted in this part of this Province/ and that he would Give the house an accot of what rents are already Received And Desires that the house would Satisfie themselves what arrears of Rents are Due to the Lords ~~pp^{rs}~~—/

The house Adjourned Till next Tuesday Come seaven Night Att Nine of the Clock in The Morning being the 18th: Instant

The House mett according to adiournmt

The 18th: february 1695/6/

Mr Speaker adjourned the house till 3 of the Clock in y^e afternoone/

In The afternoone the house mett according to adjournmt/

A Bill to Prevent the Carying off of Sead^r Timber in y^e Logg Was brought in to this house by Cap^t George Dearsley

Ordrd that he Doe againe take the Same & make amendments therein and present the Same to this house/

A Bill for Destroying beasts of Prey &c: brought into this house by Cap^t William Davis, The same being Read/

Ordrd That he againe take the same and make additions and amendments therein and present the Same to this house/

A bill for the keeping and maintaineing a watch and good orders in Charles Towne Brought into this house and being Read the first time is past wth: amendments/

Mr Speaker by consent of the members adjourn^d= the house till 8 of the clock To morrow morning/

In the morning the house mett according to adjournmt y^e: 19th: february 1695/6

Ordered y^t noe member of the house Smoake Tobacco in the house the house Sitting/

A Bill for the Better ordering of Slaves Brought into the house, and Being Read the first Time is past wth: amendments/

A Bill for Regulateing Publick houses and to ascertaine the prices of Liquors/ Brought into this house and Being Read the first time is past wth: Amendments/

Ordered y^t. cap^t Edm^d: Bellinger cap^t Job How and m^r John Ladson, doe wayte upon the hono^{ble} the Governo^r: wth: a forme of a Grant for Land for his approbation, and make Report of their Proseeding to this house/

Ordered y^t cap^t: George Dearsly cap^t: John Clifford and m^r: James Witter be A Committe to prepare a bill for the settling of pylotage & present the Same to this house/

Order^d that A Bill to Methodize and Ascertain the number of the Representatives of the house of Commons &^{ce}/ Be Debated by a Committe of the whole house Tomorrow Morning/

The Speaker by Consent of the members

Adjourned the house till 3 of y^e Clock in y^e after noone/

In The afternoone The house mett according to adjournment/

The comitte for wayting upon the hono^rble— the Governo^r = wth: a forme of a Grant for Land/ Reports to the house that his hono^r— will peruse the Same and Give his answe^r— thereto/

The Question is putt whether the clause in the militia act for tend^r Consciences shall be added in the s^d act or not

Caryed in the Negative/

Nemine Contra Dicente

A Bill for the better Settling and Regulateing of the Militia Read the Second Time and past/

Ordered y^t the paper Delivered by m^r Jonathan Amory on the behalfe and at y^e Request of y^e Convention of y^e freemen, and brought into this house by m^r Sheriffe be Comitted to the Custody of the Clerke of this house to be Safely kept till further ord^r from this house/

Ordered y^t m^r Will Smith and Cap^t Edm^d Bellinger doe wayte upon the upper house and Debate y^e amendments of y^e Lycence act and the act for the watch in Charles Towne/

By Consent of y^e members m^r Speaker adjourned the house Till Eight of the Clock to morrow morning/

In the morning the 20th: Ffebruary The house mett according to adjournment/

The whole house Resolved into a Committe to Debate the Bill to methodize and ascertain the number of the Representatives of the house of Commons

Cap^t Edmond Bellinger Chosen Chaire Man Who accordingly tooke the Chair/

M^r: Speaker Reasum^d— the Chair/

And m^r Chair Man Reports to y^e house y^t it is the opinion of the Committe, that a bill be Drawn up that Thirty p^{ersons} shall Represent y^e Commons in the Assembly for y^e Space of fflower yeares, and y^t at y^e Expiration thereof it shall be in y^e power of the Commons

of Assembly to Nominate & apoynt how many more shall represent
y^e whole people/

ordered y^t a Clause be Drawne in a bill y^t the Governo^r and fflower
Lords prop^{rs}: Deputyes Shall have sufficient power to Give acts of
assembly sufficient strength and force to take Effect Imediately and
y^t they may Continue in force according to their Limetations/

A Bill for the Distroying Beasts of prey and for Appoynting magis-
trates for y^e heareing and Determineing of all Causes and Contro-
versies betweene white man and Indian & Indian & Indian/

Read the first Time and past wth Amendm^{ts}—

A Bill for Distroying of Unmarked Cattle Read y^e first Time and
past wth amendments/

An Act Inhibitting y^e Trading wth Serv^{ts} and Slaves Read the
second Time and past/

The House adjourned till 3 a Clock in the afternoone/

In the after noone the house mett according to adjournment/

The Comitte for Prepareing a Bill for Laying a Tax or Imposition
upon Skins and furr^s brought the Same into this house and being
Read/

Ordered y^t the s^d Committe doe againe take y^e same for aditions &
amendm^{ts} and present the same to this house/

Ordered y^t Cap^t: Will Davis m^r John Ladson m^r James Gilbertson
m^r Ja Stanyarne and m^r Robert Stevens be a Committee to Prepare a
bill that thirty M^{rs}ons Shall Represent the Commons in the assembly
for y^e Space of fflower yeares and y^t at the Expiracon thereof it shall
be in the power of y^e Commons of Assembly to nominate & apoynt
how many more shall represent the whole people/

M^r Speaker by Consent adjourned the house till tomorrow morning
8 of y^e Clock/

In the morning y^e 21st: ffebruary 1695/6:

The House mett according to adjournment/

A Bill for Regulateing Publick houses &c/ Read y^e second time
and past/

A Bill for the keeping and maintayning a watch in Charles Towne
Read ye Second Time and past/

The House adjourned till 3 a Clock in ye afternoone

In the afternoone the house mett according to adjournm^t/

A message from the upper house by Landgrave Joseph Morton and

Cap^t James Moore informing this house of Severall amendments in y^e bill Distroying beasts of prey &c/

And also y^t the fforfeitures appropriated therein Should be to the Lords ~~pp~~^{rs}: or that this house would produce Some prescidents to the Contrary/

Ordrd that Cap^t Job Hows Cap^t Edm^d: Bellinger m^r John Morton m^r John Alexand^r: & Cap^t Thomas Broughton be A Comitte to waite upon the uper house, and Request them that they would Give to this house their Reasons in wrighting why the fines and forfeitures in the said Bill Should not be appropriated to y^e uses therein Mentioned/

Ordrd: also y^t the s^d Commite doe Desire the upper house to Informe this house how they approve of y^e forme of Conveyance for Land presented to them, and whether a bill shall be prepared by this to Enact the Same/

The Committe aforesaid reports that the Governo^r: would take the advice of y^e upper house and Give his Reasons in wrighting as is Desired, and that he will also send to this house another forme of Conveyance of Land for y^e house to Consider of, but that it was never yett in his minde to pass it in an act/

order^d That

A Bill Inhibitting the Tradeing wth serv^{ts} and slaves be Ingrossed by the Clerke//

A bill to prevent marrin^{rs} and seamen Runing into Debts Read the Second Time and past/

Upon y^e Reading the petition of John Thomas To be naturalized for this ~~pp~~^{vince}.

ordered that m^r John Alexander and m^r Henry Le Noble be a Comitte to Draw up a Bill for y^t purpose/

A Bill to Enable ~~pp~~^{sons} to pay their Debts Read the first Time and past wth amendments/

The house adjourned till 8 a Clock to morrow morning/

In the morning the 22 ffebruary 1695/6/

The House mett according to adjournment/

ordered y^t: Cap^t Edmond Bellinger Cap^t Job^t:¹ & m^r Robert Stevens be a Comitte to Draw up an answer, to the Reasons for y^e fforfeitures to be to the Lords prop^{rs} presented this house from the upper house yesterday (and present the same to this house)

¹Howes has evidently been omitted here.

Ordered that a Bill for the keeping and maintayning a watch and Good ord^r in Charles Towne be Ingross^d— by the Clerke/

A Bill for Nominating the Number of the Deligates of the freemen in parliament or assembly Read the first time and past wth: amend-ments/

A Bill for Distroying of Unmarked Cattle Read the Second Time and past/

Mr Speaker/

By yo^r message to us this afternoone we are Given to und^rstand you desire we will give you Reasons why we demand that all forfeitures by that Law (Except Such part as is Given to y^e Informers or P^rsecutors) should be to the Lords P^rps to which we think fitt to Lett you know, That (as farr as we know) one moyety or Certaine part of all forfeitures made Such by y^e Statute Laws of England (forfeitures by Comon Laws we believe are Soe out of Debate) are allwayes to the King whose Royall prerogative in that and Severall other things by his Charter is to us Given/

Ffebr^y/ 21st 1695/6/

Tho Cary Secretary

Signed by ord^r of this house

May it please yo^r hono^{rs}/ Whereas yo^r hono^{rs} In the message to us yesterday sent and Signed by m^r Secretary, yo^r hono^{rs} Seeme to Doubt that noe fine and forfeitures without a moyety or Certaine part thereof to the King have bin Imposed by y^e Statutes Laws or acts of parliament of England therefore, to Resolve yo^r hono^{rs} in that poynt amongst numerous presidents to the Contrary we present to yo^r hono^{rs}: these few ffollowing Quotations viz/

	16 ^{mo} ,,	charles 1 ^{mi} ,,	chap ^t ,,	19 th :	par:	2:	4:	5:
	13 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	10,,	No,,	4:	:	::
13 ^{mo} ,,	14 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	2 ^d ,,	par,,	24	—	—
13 ^{mo} ,,	14 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	5,,	par,,	10,,	13,,	20
13 ^{mo} ,,	14 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	26,,	par,,	6 th	—	—
	15 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	1 st ,,	par,,	3,,	9 th	
13 ^{mo} ,,	14 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	32 ^d ,,	par,,	5,,	—	—
	30 ^{mo} ,,	caroli 2 ^{di} ,,	chap ^t ,,	3 ^d ,,	par,,	5	—	—

Which we Doubt not but will be a satisfactory Reason for yo^r hono^{rs} passing those acts wherein y^e fine and fforfeitures are Directed to a P^rticular use for the Service of this Soe hopefull A Collony/

Ord^d That m^r Speaker Signe the above Answer/

The answer of the of the Uper house ffolloweth in these words

Mr Speaker yo^r Presidents in yo^r Last message Sent to us have Given Satisfaction to us, and you may proceed to Dispose of fines and forfeitures as in the Respective acts mentioned/

Signed by Ord^r y^e 22^d february 1695/6/ Thomas Cary Secretary/
Ord^rd that A Bill for the Destroying of Unmarked Cattle be Ingressed by the Clerke/

A message from y^e uper house by Cap^t James Moore and Landgrave Joseph Morton, acquainting this house that y^e uper house Desires a Conferance wth this house about the Millitia Bill/

By Consent of y^e members adjourned the house till one of y^e Clock in y^e afternoone on Tuesday next/

february the 25th: 1695/6.

The House mett according to adjournment

Mr Speaker adjourned the house till tomorrow morning Eight of the Clock/

In the morning the 26th. february 1695/6

The House mett according to adjournment/

A message from the upper house by Landgrave Joseph Morton and cap^t James Moore acquainting the house that the Governo^r Desired a Conferance wth this house not only Relateing to the Millitia Bill, butt also about the Bill for methodizing the Number of y^e Deligates of the people in assembly and the Conveyances of Land/

Ordered y^t Cap^t Job How m^r Will Smith Cap^t Edm^d Bellinger m^r Robert Stevens and m^r John Ladson be appoynted to wayte upon y^e uper house and Request them to Give y^e heads in Wrighting of y^e matters to be Debated in the Conferance upon their message sent to this house/

The above Committe Reports to the house that they have wayted upon y^e uper house wth the above message and that the uper house will in a Short time send to the house what is Desired/

A message from the uper house by Landgrave Joseph Morton & Cap^t—James Moore, Acquainting the house that the Debate in the Conferance is upon y^e whole body of the Conveyance of Lands & upon the 2^d and 3^d paragraphs of the bill for nominateing the Number of the Deligates of the freemen in parliamts or assemblys and upon a Clause in the millitia Bill Relateing to the people Called ffriends/

(Ord^rd— That a bill to prevent marrin^{rs} and seamen Runing into Debt be Ingressed by the Clerke/ .

A Bill for the Naturalizeing of John Thomas Cyrurgeon Read the first Time and past wth amendm^{ts}—

Ordrd. that Cap^t Edm^d: Bellinger m^r Jonathan Amory Cap^t Job How Cap^t John Clifford m^r Will Smith m^r Robert Stevens and m^r John Alexand^r be appoynted to manage y^e Conferance betweene y^e uper house & this house tomorrow morning 9 a Clock/

A Bill for the Better Ordering of Slaves Read the Second Time and past/

By Consent of the Members m^r. Speaker adjourned the house till two a Clock in the afternoone/

In the afternoone the house Mett according to adjournm^t/

The Question is putt whether Skinns and ffurrs Transported in Vessells wholly built and wholly belonging to the Inhabittants of this Governm^t shall pay halfe Duty or whole Duty

Caryed to pay halfe Duty

A Bill for Laying an Imposition upon skins and ffurrs Read the first Time and past wth amendments/

The House adjourned till 8 of y^e Clock to morrow morning—

The 27th ffebruary 1695/6/

In the Morning The house mett according to adjournm^t—

This house wayted upon the uper house for a Conferance according to a message from the uper house to Debate the parragrapts and Clauses of Bills in the s^d— message mentioned/

This house Returned from the Conferance wth the uper house/ and m^r: Speaker by Consent adjourn^d the house till 2 of the Clock in the afternoone/

In y^e afternoone the House mett according to adjournment

The Question is putt whether the act to Encourage the planting of wheate shall be Repealed or not.

Caryed to be Repealed/

Ordrd= that A Bill for Regulateing Publick houses &c— be Ingrossed by the Clerke/

A Bill To Enable p^{rs}ons to pay their Debts &c Read the Second Time and Rejected/

ordrd: that Cap^t Job Hows Cap^t Jn^o Clifford m^r James Witter m^r Ralph Izard and Cap^t Tho Broughton be a Comittee to Examine and report to this house what Lands are Laid out and Surveyed to the Inhabittants of this province in ord^r to know what arrears of Rents are Due to the Lords p^{rs}/

m^r Speaker by Consent adjourned the house till tomorrow morning
Eight a Clock/

February the 28th: 1695/6

In the Morning the house mett according to adjournment
ordrd: that Capt William Brockhus have the Leave of the house to
Goe home upon an urgent occation/

A message from the uper house by Cap^t Ja Moore and m^r Jn^o
Berisford Informeing this house that the uper house Desires that a
Comitte of this house may be appoynted to Confer wth a Comitte of
the uper house about Conveyances of Lands and a bill for Enacting
the same/

ordered that Cap^t Edm^d Bellinger m^r Daniell Courtise m^r John
Morton m^r Will Smith and m^r Robert Stevens be a Comitte to Con-
ferr wth: a Comitte of the uper house about Conveyances of Lands
and a Bill for Enacting the same/

The house adjourned till tomorrow morning eight of the Clock/

February the 29th: 1695/6

In the morning the house mett according to adjournm^t/
ordered that A bill for the better Settling and Regulateing the
millitia be Ingrossed by the Clerke/

upon heareing the Petition of those P^{ersons} that owne the ffrontt
lotts upon Cooper River in Charles Towne

ordered that M^r. William Smith merch^t. prepare a bill to answer the
prayer of the said Petition^{rs}. and bring the same to this house—

The Committe appoynted yesterday to Conferr wth a Committe of the
uper house about Conveyance for Lands and and A Bill to Enact the
same/

Brought into this house the forme of a Grant for Lands and Doe
make these following Exceptions

That (The Grant being agreed on) it being Enacted that y^e Gov-
erno^r— or the Governo^r for the time being wth: the Consent of three
Deputyes Shall have power for yeares to Sell and Convey Lands
accordingly, in Case their be noe P^{erson} here Commissioned by the
Lords—

That Base mines be not Excepted/

That ffealty be Left out of the Grant

that rents To be paid in Currant money of Carolina or the vallue
thereof in merchantable Goods of the P^{ro}duction of this P^{ro}vince/

A message from y^e uper house by Landgrave Jos Morton and Cap^t

James Moore Informeing this house in Wrighting the answer of y^e uper House to y^e objections of the Comittee of this house To The Conveyance or Grant of Land/ vizt

That no people that may heare of the report of the Sales and Grants of Land may when they come heare be Deceived in their Expectations I Consent that Care be taken to prevent it by Secureing it for Three yeares according to agreement I shall make wth: you and that Care be taken that their shall not be A Commissioner wanting to Sell Same/

That their be a Clause in the act for the Encouradgement of finding mines for . . . yeares That if any p^{erson} whatsoever shall Discover any base mines in any part of this part of the p^{rovince} wth: in 50 or 60 miles of Charles Towne that they shall have liberty to worke the same for his or their owne p^{roper} use paying to the Lords only one sixth part of the oare as is Digged and wast, or the one tenth part of the mettle when Refined

I am Willing to Grant Lands in fee according to my powers by my Commission, and to have the peney p^{er} acre Expressed in y^e— Grant to be in Lieue of all Services Due to the p^{ropr}s as Lords of the ffee/ I am Willing that the Rents be paid in money as it now is or hereafter shall be Established by Law or the vallue thereof in any merchantable Comodities of the p^{ro}duction of this p^{rovince} fitt for England/

Ordered that Capt Edm^d Bellinger m^r Daniell Courtise m^r Robert Stevens m^r John Morton & Cap^t Tho Smith Deliver to the uper house the Message of this house in answer to the above message which ffollowes in these words/

That y^e secureing y^e Conveyance of Lands for 3 yeares will not answer the End of encourageing p^{ersons} in Europe and other places to Come hither and settle which is soe much Desired by their Lordships and the Inhabittants of this place/

And Since the frequent altering the Conveyance of Lands hath been the Cheife occasion of this part of this p^{rovince} being soe thinly peopled, and of the Unsettled state thereof/

The Commons belives nothing more Can Conduce to their Lordships Proffitt and the peopleing this place And Establishing a Sure Settlement Then fixing the Conveyance for Lands and ascertaineing the peoples haveing the same at least for Some Terme of yeares// Which the Commons are Desirous Shall be Twenty if yo^r hono^{rs} are not willing to Grant it for more/

That their Lordships in the begining of the Settlement not Excepting of base mines was a Great Encouragement to the first comers and y^e Excepting of them in the Conveyance now will much Discourage the settlement of this place by the Inhabittants and also prevent others to Come and strengthen them/

And they are of oppinion that when a base mine is opned that y^e shares or parts Reserved to their Lordships in yo^r hono^{rs}— Message will be all if not more then the Cleare proffitts of said base mines/ And therefore prays that base mines may not be Excepted in the Conveyance/

The Commons prays that they may hold their Lands in free and Common Soccage at a Certaine Rent Expressed in the Conveyance in Lieue of all services and that the word ffealty may not be Excepted/

The Commons are willing to pay their Rents as yo^r hono^{rs} p^{ro}poses in yo^r Message Leaveing, the words (fitt for England) outt/
The House adjourned till 3 of the Clock in the after noone/

In y^e afternoone the house mett according to adjournment/

A message in writeing from y^e uper house by Landgrave Jos Morton Cap^t James Moore and Cap^t Will Hawett, to the message of this house this day to the uper house which follows in these words vizt/ I Consent that the form^e of Grants for Lands for Quitt Rents at one peny p^{er} acre be Continued unalterable for tenn yeares/

And that y^e formes of Grants for Lands Sold upon which Twelve pence for Every hundred acres is Reserved as a Quitt rent be Continued unalterable for fflower yeares and y^t after the Time noe other forme of Grant Shall be made in this part of this p^{ro}vince till Publication there of be made in the most notable places of the province at Least one yeare before the alteration thereof.

I Consent y^t a Clause may be made in a bill that Every p^{er}son in whose plantation a mine Shall be found & wrote Shall have all damages payd them by the p^{er}sons that workes the Mine/

Ordered y^t y^e above Message be Debated on munday next

Mr Speaker by Consent adjourned the house till Munday Morning tenn of the Clock/ in the forenoone

The 2^d: March 1695/6

Munday in the Morning the house Mett according to adjourn^{mt}.

A Bill for the Better settling & Regulateing of the Millita Read the Third Time and past into a Law/

Mr Speaker adjourned the house till 3 of the Clock in the after-
noone/

In the after noone the House mett according to adjournment/
An Additionall act to Prevent the seas further encroachment upon the
wharfe at Charles Towne Read the first Time and past wth amend-
ments/

Ordered that m^r: Speaker present An act for the better Settling
and Regulateing of the millitia to the uper house for Ratification/
The s^d act was Ratified in open assembly by the R^t: Hono^rble=
John Archdale Esq^r Governo^r: and Ldgrave Joseph Blake Land-
grave Jos Morton James Moore Coll Steven Bull and William
Hawett Esq^{rs}= Lords, & p^r: Deputyes this Seccond Day of march
1695/6

m^r Speaker adjourned the house till 8 of the Clock to morrow
morning/

In The Morning the 3^d March 1695/6

The house mett according to adjournm^t/

The Committe for Examineing what Lands are Laid out & surveyed
to the Inhabittants of this province brought into this house the
Lists of y^e names of such p^{ersons} as to the best of their Knowledge
were possessed of Lands upon Severall Claimes/

Orderd that m^r Robert Stevens Cap^t John Clifford m^r— Daniell
Courtise and m^r John Ladson doe wayte upon the upper house wth.
the lists afores^d and acquaint them that the s^d lists being Imperfect
this house Could not Make any Reasonable Calculation what arrears
of Rent are Due to their Lordshipps and Request them to Informe
this house who in the said Lists holds their Lands by Grants who
hath paid their Rents and how much and who hath purchased that
this house may see what lands are possest wth:out Grants, and who
are in arreares of Rent/

The above messengers Reports that they have Informed y^e uper
house of the above message and y^t his hono^r the Governo^r acquainted
them he would Consider the Matter and Give all y^e assistance he
Could/

A Bill for the poore Read the first Time and past wth: amend-
ments/

The House adjourned till 2 of the Clock in the after noone/

The House mett according to adjournm^t/

A Bill to Prevent the Stealeing and takeing away of Boats and Canooes Read the first Time and past wth amendm^{ts}

A Bill for Cutting a Passage at the Daniells Reach Read the first Time and past wth Amendments/

The Question is putt whether an act for the better ordering of Slaves Shall be Ingrossed or not/

Caryed in the affirmative

ordered that the Clerke Doe ingrosse the s^d act for the better ordering of Slaves/

A Bill for Laying an Imposition upon skins and ffurrs for the Defence and Publick use of this Country read the second time and past/

A Bill to make Currant Establish & settle y^e waights of fforraigne Coyne Read the second time and Rejected/

The Speaker by Consent of the Members adjourned the House till 8 of the Clock to morrow morning/

wensday March the 4th 1695/6

In the Morning the House mett according to adjourn^{mt}/
a message to the uppe house

That you Returne y^e thanks of this house to the uper House for their Condesencion of ascertaineing the Grant for 1^d: an acre Rent for 16 yeares and seaven yeares the purchase Grant Reserveing 12^d: y^e: 100 acres as in the Last Conferrance was Desired/

That you acquaint them That in the message of the up^r. House of the 29th. of ffebruary in the afternoone their being noe mention made of Includeing y^e word ffealty in the Grants, nor paying their Lordshipps Rents in Merchantable Commodities fitt for England only. This house is of oppinion that the upper House agrees wth: them in those Two p^{ar}ticulars as was Desired in their Message in the forenoone of the same day/

That the Commons are Willing to allow a Part of y^e Oare of all base mines Rather then be paid all Damages by their Lordshipps, in Case they open a Mine in any of their plantacons/

And the Comons Doe not Doubt but y^t their Honors will Accept of Twenty pounds a Thousand Currant money for Lands Sold upon which 12^d: for Every hundred acres is Reserved, since their Lordshipps have left it in their powers And that his hono^r the Governor often promised this house he would doe all y^t Lay in his power for the Good of y^e Country and the people thereof/

To which peticulars the Commons Desires the answer of the uper

house in wrighting that the Conveyance may be affected and a bill be Drawne to fix the same/

Ordered that m^r Ralph Izard Cap^t Tho Broughton m^r Dan Courtise m^r Ja Gilbertson and m^r Rob^t Stevens Doe wayte upon the uper house wth y^e above message/

The above messingers Reports to the house that they have Delivered the s^d message to the upper house and yt the upper House would Consider of itt, and Give their answer to this house/

m^r Speaker adjourned the house till 2 of the Clock in y^e afternoone/

In The afternoone The House mett according to adjournmt/

Brought into this House By Capt James Moore and m^r John Berisford from the uper house Their answer to the message of this House to them this Day presented/ which ffolloweth in these words/

1st., That I am willing to leave out the words fealty & to Putt it to be held in free and Common Soccage paying for the Same 1^d 40 acre/

2^{dly}— That I never Intended other the y^e merchantable Comodities fitt for England that the Country is Capable of produceing

3^{dly}— That a part of all base mines be menconed in y^e Grants & Soe every one will have the Liberty of workeing in their owne lands, & so Suffer no Damage from others, 4^{thly}— That I never Gave any Encouragement to any to Expect

Land at less than 6^d: 40 acre and that my Instructions Relateing to the prise of Land related to English money or peices of Eight of 16^d— or 17^d: weight at 5^s. 40 peice and a Late ord^r from the 40^{rs}— doth Absolutely Express the same for they Casually Left it more at Large at first but Intended it as before Expressed/

A Bill for the Poore Read y^e first Time and past wth amendments/

Ordered yt m^r Gabrell Glaze cap^t Edmond Bellinger & Cap^t— George Raynor be a Committe to Consult and advise about y^e forme and maner of fortifyeing of Charles Towne, and the Charge thereof and Report the same to this house/

m^r Speaker by Consent of y^e members adjourned y^e house till 8 of the Clock to morrow morning

Thursday the 5th. March 1695/6

The house mett according to adjournment—

The Comitte appoynted to Consult and advise about the forme and maner of fortifieing of Charles Towne and the Charge thereof and that by a nice Scruteny into the matter they Beleive will Cost one

Thousand pound at Least to make a Regular and Defencive ffortification at the End of the Broad Streete at the place Called Southells ffort—

Ordered That W^m— Smith Esq^r: cap^t: Tho Smith m^r Ja Gilbertson and m^r W^m— White Doe wayte upon the uper house & acquaint them that the Commons are Willing that such ffortification in Charles Towne be made as Shall be thought Convenient/ Butt first they Desire the matters in Difference about y^e Lands be settled and yt his hono^r the Governo^r— would Give them a satisfactory answeare to their Objections to the forme of Conveyance offred this house/ The above Messengers Reports to the house that they have wayted upon the uper house wth: the above message and yt his honor the Governor acquainted them that he Could not blame, the house not to goe upon ffortifieing of Charles Towne till the Matters of Lands were settled

The house adjourned till 2 of y^e Clock in the afternoone/
Thursday in the after noone March ye 5th 1695/6/

The House mett according to adjournment/

Ordered that Capt Edmond Bellinger m^r James Stanyarne Capt Geo Dearsley m^r Daniell Courtise and m^r John Ladson doe wayte upon the upper house and acquaint them that it is the Resolution of this house not to accept of the Conveyance of Lands offred to them, wth the Clause paying the Rent in money or vallue in merchantable Comodityes fitt for England only and the Φ viso clause of Base mines And yt they Debate wth his hono^r— y^e Governo^r— that he will accept of 20[£]: Currant money for one Thousand acres for Lands purchased as by his Instructions he is Impowred or if he Refuse y^e Same that he will accept of Some Small matter not Exceeding 5 Φ Cent for takeing the Currant money in Leiu of peices of Eight of 16 & 17 peny weight/

The above Comitte Reports to the House that they have wayted upon the uper house and yt the Governo^r: acquainted them that he would take the Rent in merchantable Comodityes of this Φ vince and in merchantable parcells fitt for Transportacon and that the Φ viso (Provided they will worke them when found) Relateing to base mines, Shall be wholly Left out/

And also y^t the Governo^r: Condesends to: Take Twenty pounds a Thousands Currant Money from all Φ sons present Inhabitants of this Φ vince for Lands purchased Reserveing Twelve Pence the hund^{rt} acres/

A Bill to ascertaine y^e prises of Land the forme of Conveyance the manner of Recovering of Rents for Lands and y^e prices of the severall Comodities the same may be paid in/

Read the first time: and past wth amendments

m^r Speaker by Consent of the members adjourn^d= the house till 8 of the Clock to morrow morning/

ffryday the 6th: March 1695/6

The house Mett according to adjournment/

A Bill for aproprateing y^e Publick money Raised and to be Raised for Building a fortification at Southells fort Comitted to Capt Edmond Bellinger m^r John Morton m^r Ralph Izard and m^r W^m—Smith—

Ordered that the Clerke Doe Ingrose the bill for an Imposition upon Skinns and ffurrs—

The House is ad Journed till 2 of the Clock in y^e afternoone/

ffryday in the afternoone

The House Mett according to adjournment

A Bill for Destroying Beasts of Prey &c/

Read the Second Time and past wth amendm^{ts}—

A Bill for y^e Cutting severall creekes and watter Passages for the benefitt of the Inhabitants of this ¶vince Read the second Time and past wth amendm^{ts}/

m^r Speaker adjourned the House till 8 of the Clock to morrow Morning

In the morning Saturday the 7th. of march 1695/6

The house mett according to adjournment/

The Comittee for Prepareing a Bill for appropriateing the Publick money Raised and to be Raised for Building a ffortification at Southells ffort, brought the Same into this house/

A Bill to aproprate The money Raised and to be Raised by an Imposition on Liquo^{rs}— &c Imported into and Skinns and ffurrs Exported out of, this part of the province To a ffortification in Charles Towne/

Read the first Time and past wth: amendm^{ts}/

Ordrd— That Cap^t Edm^d Bellinger m^r Ralph Izard and m^r— John Morton Doe Draw up an humble address to the R^t: Hono^{ble}: the

Governo^r: for the Remission of one moyety of the arrears of Rents and present the Same to this house this afternoone/
ordered That Cap^t William Davis

cap^t: George Raynor

m^r: William Cauty

m^r: Richard Baker

& Cap^t. Tho— Smith—

} have Liberty to Goe home and Returne to
this house on Tuesday in the Morning—

The house adjourned till 2 of the Clock in y^e afternoone

Saturday

In The afternoone Tehe House mett according to adjournment ordered that a Bill for y^e Cutting of Severall Creeks and watter passages for the benifitt of y^e Inhabittants of this ~~pp~~vince, be Ingrossed by the Clerke/

A Bill for the Poore Read the Second time and past wth— amend-ments/

A Bill to prevent the Stealeing and Takeing away of Boats and Canoos/ Read the second Time and past wth amendments

A Bill for Registring of Births Burialls and mariages

Read y^e first Time and past wth amendm^{ts}

The Comittee for Drawing up an humble address to the the Honoble the Governo^r: for y^e Remission of Rents Presented the Same to this house/

ordrd: That m^r James Stanyarne have Leave to goe home and Returne on wednsday next/

To y^e Rt Honorable Joh Archdale Esq^r Cheife Governo^r: of the Province of Carolina And to the Hon^{ble} y^e Lords Prop^{rs} Deputyes/

The Humble Peticon of the Commons/

Yor Hono^{rs} haveing in yo^r Answer of y^e 6th of ffebruary 1695/6 been pleased to Signifie yo^r: Willingness to Remitt the arreares of Rent Due to Michale mas, 95/ on y^e Consideracons therein Exprest
1st The Just Paym^t of the Lords' Debts/

2^d— A Reasonable Provisiion for the Towne Country and shipping

3^{dly}— And Effectually ~~pp~~videing for ye Easey and Secure payment of the Lords Rents for the ffuture, ffor which ffavourable Declaracon of yo^r— Hono^{rs}— wee the Commons in Behalfe of our selves and the Country Doe Rend^r to yo^r hono^{rs}— our most humble & hearty Thankes and in order to yo^r: hono^{rs}— Proposialls aforesaid have preferred to y^e uper house Two bills, To witt, one bill Entitled an Act to appropriate the money Raised and to be Raised &c/ In which we hope yo^r hono^r: will perceive a Reasonable ~~pp~~visiion for

the Towne &c mentioned in the 2^d Proposition/ And one other bill
 Intituled an act for Ascertaineing the prizes of Lands &c In which
 also we hope yo^r hono^{rs} will see that An Effectuall p^{ro}vision is also
 made for y^e Easy and secure payments of the Lords Rents for the
 ffuture And in Regard of the Uncertaine & Imperfect acco^t— of
 the Arreares Due to the Lords Prop^{rs}— We humbly pray yo^r hono^{rs} :
 to Remitt to the People the one Moyety or halfe part of the said
 arreares of Rent, And yo^r— Pet^{rs}— shall Ever pray &c/
 Ordrd: y^t Cap^t Edm^d Bellinger m^r John Morton Cap^t Tho— Brough-
 ton Cap^t James Young and m^r Henry Le Noble Doe present to the
 upper house the above petticon And that The Speaker Signe the
 same
 m^r Speaker by Consent of y^e mem^{brs}: Adjourned the House till 10
 a Clock on Munday morning next/

Munday The 9th: March 1695/6/
 The House Mett According to adjournm^t—
 Ordered that the Clerke Doe Ingrosse an Act for y^e Poore/
 The Speaker by Consent of the Members adjourned The House Till
 2 a Clock in the afternoone/

Munday In the afternoone the House Mett according to adjournm^t—
 ordrd— That Cap^t Job Howes m^r Ralph Izard m^r Daniell Courtise
 m^r: Henry Le noble and m^r James Gilbertson be a Comittee to take
 into Consideracon the List of y^e Jury act and Report to the House
 who may be thought fitt to be added thereto and Struck out/
 The House adjourned to 8 aClock to morrow Morning—

Tuesday in The Morning the 10th: March 1695/6
 The House Mett according to adjournm^t/

Resolved that any member that doe not attend the Service of this
 house halfe an houre after the Speaker and any nine members are
 mett in the house Shall be fined 2^s: 6^d/

The Question is Putt whether the Clause for Giveing the Gov-
 erno^r— &c/ Power of Disposeing of the Publick money in Case of
 Eminent Danger Shall be wholly Struck out of the appropriating
 act, or Quallified, Caryed that the Clause be Quallified/
 A Bill to Appropriate y^e money Raised & to be Raised by an Impos-
 sition upon Liquors &c/ Read the second time and past wth amend-
 ments/

Mr Speaker by Consent of the members adjourned the house till 3 aClock in y^e afternoone

Tuesday in y^e afternoone The House Mett according to adjournment/

A message from y^e upper House by Landgrave Jos Morton Cap^t James Moore and Cap^t William Hawett acquainting this house that the uper house Desires a Conferance wth: them upon the heads ffollowing/

1st— Ab^t: ascertaineing y^e prices of Comodityes in wch Rent may be paid and the place of payment in Each County/

2^d— Ab^t— y^e scheat of Lands for which no Rent Can be Recover^d:

3^{dly}— That a Clause may be made y^t all Deeds of Sale for parcells of Lands bought from any p^{erson} but Imediately from y^e Lords be registred sometime before the next rent Day shall be Registred y^t so y^e Lords Receiver may not runn the hazard to und^rgo y^e forfeiture in y^e act p^{ro}vided for makeing Distress where no Rent is Due

4th— And about y^e address for Remission of one moyety of arreares of Rent/

5^{thly}— And about the additionall act for wharfeing—

6^{thly}— And ab^t: the Commission^{rs} appoynted in y^e appropriateing act for to Joyne wth— the Governo^r— and Councill to Dispose of publick money in Emergent occation/

A message to y^e uppe house by m^r John Ladson m^r Daniell Curtise and Cap^t Tho Broughton to acquaint them that this house thinks 9 of the Clock in the morning a Convenient Time for y^e Conferance if they please to agree to itt, And that the Commons Desires that the following matters may be Debated at y^e Conferance

7th: About y^e Explaineing y^e 2 yeares mentioned in y^e act for y^e better settlement of this p^{ro}vince and about purchase Lands therein mentioned/

The memb^{rs}— aforesaid Reports to this house that y^e uper house agrees to 9 a Clock in y^e morning to hold y^e Conferance and to Debate the Matters offered to them by this house/

Ordered y^t the Speaker and this house attend y^e uper house at the Conferance to morrow morning and that any member Debate y^e matters at y^e s^d Conferance

Mr— Speaker by Consent of y^e Members adjourned The House till 8 of y^e Clock tomorrow morning

Wednesday the 11th: March 1695/6/ In The Morning—

The House mett according to adjournment/

According to a foregoeing ord^r— The Speaker and this house wayted upon the uper house for a Conferance upon the heads Desired yesterday/

ordrd that m^r Joseph Ellicott have the Leave of this house and m^r John Stanyard allso to be absent for three Days/

m^r Speaker by Consent of the Members adjourned the house Till 2 aClock in the afternoone/

Wednesday in the afternoone the House Mett according to adjournment/

The House Resolved into a Comittee to Consider of the Matters Debated at this Conferance this Day/ And Cap^t: Edm^d— Bellinger Chosen Chaire man who Tooke y^e Chaire Accordingly/

M^r— Speaker Reasumed the Chaire And m^r: Chairman Reports to the house The Resolutions of y^e Comittee as ffollowe's/

Resolved y^t y^e Receiver of Rents have liberty to bring his action for y^e Lords Rent any time after y^e Expiracon of Sixty Days from y^e Rent day

Resolved y^t y^e 1st of X^{ber}— be the Generall Rent Day/

Resolved y^t 3 p^{ersons} be Chosen and appoynted by Each house of the Generall Assembly to vallue and Ascertain the Price of Comodities and place of payment, in Which y^e rents are to be paid Yearly and Every yeare any time before the 20th— of 9^{ber}— untill the Gener^{ll} assembly for y^e time being shall p^{rovide} otherways/ And in Case of Death to be Supplied by the Choice of the Survivors of Each Respective Partys/

Resolved y^t the house be Desired to move the Governo^r for two yeares at Least for new settlers Rent free/ to be accounted from y^e Runing out of or Sitting down upon the Land/

Resolved y^t it be necessary y^t a Clause be p^{rovided} to Explaine the Reversion of Land before y^e 20th: Day of June in the act for the better settlm^t of this p^{rovince}

Resolved y^t it is necessary y^t. all Deeds of sale of Land from Tenant to tennant made of any Land Granted and pattened by the Lords p^{ersons}— or their Trustees shall be Registred wthin six months after Ratification &c, And y^t all Deeds hereafter made to be Registred wthin 3 months after the Execution of Each Respective deed

Resolved y^t any 3 (or the Majority of any n^o— more of y^e 8 men-

tioned for Disposall of mony on Emergent occacon) agreeing wth y^e Governo^r & Councill Shall be Sufficent

Resolved that this Comittee will not Enter on y^e Debate of Rents in arreare at this Time/ the house agrees to the above Resolutions/ ordrd— That the Clerke doe Ingrose the act to prevent y^e stealing and takeing away of Boats and Canoos—

A Bill for the Registring Births mariages and Burialls Read the Second Time and past wth amendm^{ts}

A Bill to Revive the Severall acts wthin Mencon^d: Read y^e first Time and past wth amendm^{ts}

An Act for the Better ordering of Slaves Read y^e— Third Time and past into a Law/

ordrd— That the Clerke Ingrose the Bill for Appropriateing money Raised and to be Raised &c/

An Act for keeping and maintaineing a Watch and Good ord^r— in Charles Towne Read the Third Time and past into a Law

An act for The Poore Read the Third Time and past into a Law/

M^r: Speaker by Consent of y^e members adjourned the house till 8 a Clock tomorrow morning

Thursday The 12th march 1695/6 In y^e Morning .

The House mett according to adjournment/

An Act for Regulateing Publick Houses and to ascertaine y^e— prices of Liquors Read the third Time and past into a Law

An Act for Destroying of unmarked Cattle Read the Third time and past into a Law/

An Act Inhibitting the tradeing wth: Servants and Slaves Read the Third Time and past into a Law/

An act for the Cutting of severall Creekes and watter passages for y^e— Benefitt of y^e: Inhabittants of this Province Read the Third Time and past into a Law/

here Enter y^e message from y^e uper house first and y^e message from this house next: over Leafe,

Resolved That an act Entitled an Act for the Determination of Generall Assemblys and for y^e Preventing of Inconveniencies hapening by Long Intermission of Generall Assemblys be Repealed and made voyd/ And That a Clause be ¶vided in an act Intitled an Act to Ascertaine y^e Prices of Land y^e: forme of Conveyances & the manner of recovering y^e Rents for Lands & y^e Prices of the severall Comodities the same may be paid in &c, That no Assembly

shall Continue Longer then 2. yeares and y^t their be no Intermission of Assemblys above one yeare/

That I may now putt a period to all matters y^t may obstruct the hopefull Proceedings of this Assembly, and to Cleare things so that our sincere Intentions may not be Eluded by any sinister meanes, I am willing to agree unto the ffollowing Earnest request of the Commons—That all pattent Lands registred or not Registred shall pay by new years Day 1697/ Three years Quitt rent for the full satisfaccon of all arreares now Due to the Lords proprieters and to have Liberty betwixt this and y^t time to purchase the said Lands so in arrear at 20^l a 1000 acres & no more Except, I see reasonable Cause to sell them more/

And y^t all Lands Possest by any Persons by their running out of y^e— Same and sitting downe thereon by warrants wthout Runing out Provided they have openly Declared by hindring others from settling thereon that So much Land they Lay claime to by Rights or otherwise/ I say in such Cases/

They shall pay Two years Rent only in full of all Claims of arrears from the Lords and be thereby Interested to purchase y^e. Same at 20^l a 100 acres Curent mony of Carolina, haveing y^e Same Liberty to buy the Same as they that have Grants And if any Person have not money to purchase their Lands and pay their arreares, I shall be willing to take only y^e: y^e: purchase Money, and a note und^r their hands for the arreares and thereby they will Runn no more in arreares for their said Lands/

This is the Substance of what I shall Concede unto which I am Ready imediately to Effect Except before it be Effectted, I Receive Contrary ord^r or powers from the Lords/

That in y^e Clause of y^e abatement of y^e: arreares of Rent a Consideracon be Exprest somewhat after this maner/

That whereas by Reason of a misunderstanding betwixt the Lords at home and the people here which often happens by Reason of the Great Distance betwixt Each other whereby the people are run Considerably into arreares of Rent & by Reason of y^e present Low Estate of the people as allso because there is an urgent occation for moneys Speedily to be Raised for fortification and watches &c/ which this present assembly hath Raised by an act Entitled/

An Act for Laying an Imposition upon Skinns and ffurrs for the Defence and Publick use of this Country—

and allso appropriated the same/

And allso because they have Consented to another act for the Easey

and Secure payment of all Quitt rents and acknowledgm^{ts} that shall hereafter become Due, as to the Lords, I therefore for y^e Consideracon abovesaid Doe wth the advice & Consent of the Councill Agree that the arreares be abated as aforesaid and that it be Enacted/

ordered that Cap^t Job Hows Cap^t Edm^d: Bellinger m^r Daniell Curtise Cap^t W^m: Davis and m^r Robert Stevens Doe wayte upon the uper house and Desire the Governo^r: to Explaine to them the Message of the uper house Sent this house this morning/

The messengers to the uper house this day reports that the Governo^{rs} Intent is and Doe promise to Lett the present inhabitants purchase their pattent Lands and all other Lands possest for 20[£] a 1000 acres Currant money and as much more as they will say and Declare they doe buy for their owne and Childrens use w^{thout} an Intent to sell, And further that he will be obldged by act y^t the Inhabitants or any new Comers shall purchase for Seaven yeares to Come at 25[£]., a 1000 acres Currant money or at 20[£]., in p^s of 8 of 16^d= w^t/

And that by the 2 yeares Rent Mentioned in y^e message for Lands unpattented is to be und^rstood no more then one third part of the Rent Due to be paid/

And y^t any p^{erson} y^t is possessed of Lands unsurveyed shall pay the Rent of 50 acres, and no more w^{thout} the partys Consent/

Ordrd— That Cap^t Job Hows m^r Daniell Curtise and m^r John Morton Doe wayte upon the uper house wth the above Report and Desire the Governor to acquaint this house whether the Same be according to his Intention/

m^r Speaker by Consent of y^e Memb^{rs}: Adjourned the house till 3 of y^e Clock in the afternoone/

Thursday In the afternoone The House Mett according to adjournment/

ordrd— that m^r James Gilbertson have the leave of this house for his absence this Session/

A Bill to ascertaine the prices of Lands &c Read the second time and past wth— amendm^{ts}—

A Bill for Remission of part of arrears of Rent and to ascertaine the payment of the Remainder Read the first time and past wth. amendments/

M^r: Speaker by Consent of the Memb^{rs}: adjourned the house till 8 of the Clock to Morrow morning/

ffryday the 13th March 1695/6 In the Morning

The house Mett according to adjournment/

an Act for Laying an Imposition upon skins &c/ Read the third Time and past into a Law

An Act to prevent the Stealeing and takeing away of boats and Canoes Read Three Times and past into a Law/

An Act to Prevent marriners and Seamen Runing into Debt/ Read Three Times and past into a Law—

M^r: Speaker by Consent of the members adjourned The house till 2 of the Clock in the afternoone—

ffryday in the afternoone The House mett according to adjournment/

an Act to Appropriate the Moneys Raised and to be Raised by an Imposition upon Liquors &c Read the Third Time and past into a Law/

ordered that the Clerke doe Ingrosse the act to ascertaine the prices of Lands the forme of Conveyances the maner of Recovering of Rents for Lands &c./


ordered that the Messenger of this house Doe Give notice to Rob^t Gibbes Esq^r: high Sheriffe, y^t he doe attend this house wth: the writt of Convention, Tomorrow morning at Eleaven a Clock/ and y^t m^r Speaker signe y^e same/

an act for Remission of part of arreares of Rent and to asartaine the payment of the Remainder, Ordered that the Clerke Doe Ingrose the Same/

Ordered that a Bill to Revive the severall acts wthin mentioned Be Ingrossed by the Clerke

And additionall Act to prevent the Seas further Incroachment upon the wharfe at Charles Towne/ Read the second time and past wth: Amendments/

Ordered y^t all the Indico which the Receiver hath in his hands on acco^t: of the publick be Delivered to Capt Edmond Bellinger to be transported in the Brigantine Blake for England And there to be Disposed of by him, And wth the produce thereof to buy Such necessarys as shall be thought Convenient for the Use of the Country according to the Directions of the R^t Honourable John Archdale Esq^r— Governo^r— and any fower more of the Commission^{rs} for Building the fort, and that this ord^r be sent to the uper house for their Concurrence/ And that m^r Speaker Signe the Same/ ordrd— That Cap^t Edm^d Bellinger Cap^t John Clifford and W^m—

Smith Esq^r: Doe wayte upon the uper house wth the above order/
 The above ord^r is assented to by the upper house and sign^d— 
 or^{dr}: of the upper House by Charles Odingsells Dep^{ty} Secry
 Mr Speaker by Consent of the Members adjourned the house till
 tomorrow morning 9 a Clock

Saturday morning The 14th of March 1695/6/
 The House Mett according to adjournment — —
 March the 14th 1695/6

Ordered that M^r: Jonathan Amory Publick Receiver Doe pay to
 m^r: Sam: Williamson or m^r: John Tucker Twenty Shillings out
 of the Publick money in his hands it is for wages for Goeing to
 Discover what vessell that was to the Southward &c

Signed by ord^r of the uper house Charles Odingsell Dep^{ty}— Sec-
 retary

March 14th 1695/6/


The above ord^r was Read to the Commons of the Assembly and by
 them assented to, ordrd: that the Clerke Signe y^e above ord^r/
 An Act for the Registring of Births Mariages and Burialls— Read
 the Third Time and past into A Law/

The House Adjourned to 2 a Clock in y^e afternoone


Saturday y^e 14th: March 1695/6 In the afternoone/

The House Mett According to Adjournment

Ordrd. That An Act for Distroying Beasts of prey &c Be Ingrossed
 by the Clerke/

Ordered y^t m^r Jonathan Amory Doe putt in Sute y^e= Bonds Given
 by the Severall Pylotts In Case they Doe not for the ffuture  forme
 the Condiccons of the said Bonds And that they have fflower months
 to Repaire and make Tight the Lookeout, At Sulivans Island

ordrd. That The Speaker signe the above order and that the same
 be sent to the upper house for their Assent

The Above ord^r is Assented to by the uper house
 and Signed by their ord^r  Charles Odingsells
 Deputy Secretary

Robert Gibbes Esq^r= Sheriffe attended this house According to An
 ord^r of this house yesterday, And upon a Demand made by this
 House for a Returne of y^e writt of Convention of all y^e Kings
 Leidge Subjects ffreemen of this part of this province to Appoynt

the Number of their Representatives for y^e: Generall Assembly he
Delivered a paper Indorsed as ffolloweth — — —

A Paper dd: me by m^r: Jonathan Amory for himselfe and
People for 30 Representatives &c/

The 19th: of December 1695/

And Signed, Robert Gibbes/

Which paper Conteyns these words ffollowing

Carolina ss

Whereas wee y^e ffreemen of this province have bēen Summoned to
meete in Charles Towne to Agre and voate how many persons shall
Represent us the Comons in y^e Generall Assembly, According to
the Desire of the people in their Severall Addresses Petitions and
Remonstrances as their Right for the Redress of which Greivances
Wee Rend^r unto yo^r: Hono^{rs}— our most humble and hearty Thanks
and doe Voate for Thirty men to make Laws for y^e whole people
for the present, And for as many more as the Commons in Assembly
Shall from Time to Time Thinke Convenient/¹

ordrd That the Clerke of this House doe Enter the above Endorse-
ment & Returne und^r the Writt of Conventions in the beginning of
y^e Journall of this Sessions of Assembly/

Ordrd— That Ann Additionall Act to Prevent the Seas further
Enciochment upon the wharfe at Charles Towne be Ingrossed by
the Clerke

The House Adjourned to 9 a Clock Munday Morning Next

Monday the 16th: March 1695/6

The House Mett according to adjournm^t:

An Act to Ascertain the prices of Land &c/

Read the third Time and past into A Law/

An Act for Remition of part of Arrears of Rent &c/

Read the third time and past into a Law/

The House Adjourned till one a Clock in y^e afternoone/


¹The original of this paper, or a contemporary copy thereof, is in the custody of the Historical Commission. About a hundred years ago, when several of the earliest manuscript volumes of journals of the Commons House were bound together and the whole repaged in continuous pagination, this paper was bound in between the last page for the session ending November 28, 1695, and the first page for the session beginning January 30, 1696, and was numbered as pages 101 and 102. In rebinding the manuscript volumes in 1907 this loose sheet was taken out.

March the 16th: in The afternoone/
The House Mett according to adjournment/

Munday y^e 16th: 1695/6

Ordrd: That if any shipp Sloope or vessell Shall Come one mile to the westward of Sullivans Is^{ld}: before Information be Given to y^e— Governo^r in Charles Towne or in his absence to some Justice of y^e peace or Commission officer in y^e said Towne, The Gunner is hereby Ordrd— to fire one Great Gunn or more at Such Vessell as he Shall thinke fitt Till y^e.^{sd} vessell is Brought to Stay or Anchor and She not Staying or Anchoring shall be Deemed as an Enimie and be proceeded against Accordingly And if any master or Comand^r of Any Vessell after notice of this ordinance, Given him by the Pylott Shall offend Contrary to the Same Such master or Commander Shall Suffer Such Imprisonment as y^e: Governor for the time being Shall Thinke fitt or pay Thirteene Shilling and fflower pence for Every Gunn fired To Cap^t William Smith And he to be Accountable for the Same to the Generall Assembly—

ordrd that the Speaker Signe the above ord^r and that it be Sent to the upper House for their Concurrence

The above ord^r is Ascented to by y^e—
Upper House and Signed 
their ord^r by Charles Odingsells
Deputy Secretary—

An Act to Continue and Revive the Severall acts wthin Mentioned
Read the third Time and past into a Law/

An Additionall act to prevent the seas fthurther Encroachment upon the wharfe at Charles Towne/ Read the third Time & past into a Law

An Act for Destroying beasts of Prey And for Appoynting magistrates for y^e heareing and Determineing of all Causes & Controversies between white man and Indjan and Indian and Indjan/
Read the Third Time and past into a Law

The Question is putt whether a Clause May be added to Secure to the Tenant all Damages in Case of opening of Royall Mines by the prop^{rs}— or patentees, And an Exception in pattentees of all Mines to the prop^{rs}: Sixty Miles Distant from Charles Towne/ Caryed in The Negative/

Ordrd— that m^r Speaker Present y^e following acts To the Uper house for their Ratification

(1) An Act to Regulate Publick Houses and to Ascertaine the prices of Liquors/

(2) An Act for Keeping and Maintaineing a watch and Good ord^{rs}— In Charles Towne/

(3) An Act ffor y^e: Poore—

(4) An Act to Ascertaine the prices of Land y^e forme of Conveyances & the Maner of Recovering of Rents for Lands and the prices of the Severall Comodities The Same may be paid in/

(5) An Act for Remission of part of Arrears of Rent And to Ascertaine The payment of the Remainder/

(6) An Act for Registring of Births mariages & Burialls/

(7) An Act to Continue and Revive the Severall Acts wthin mentioned

(8) An Additionall Act to Prevent y^e Seas ffurther Encroachment upon the wharfe at Charles Towne/

(9) An Act for Laying an Imposition Upon Skinns and ffurrs for y^e Publick Use of this Country/

(10) An Act to Appropriate y^e money Raised and to be Raised by an Imposition upon Liquor^s &c Imported into and Skinns & ffurrs Exported out of this part of the p^{ro}vince To a ffortification in Charles Towne—

(11) An Act for the Better ordering of Slaves/

(12) An Act Inhibiting the Tradeing wth Servants and Slaves

(13) An Act for Cutting Severall Creeks and watter Passages for the Benifitt of the Inhabittants of this Province/

(14) An Act to Prevent Marrin^{rs}— and Seamen Running into Debt

(15) An Act for Distroying of Unmarked Cattle—

(16) An Act to prevent y^e: Stealing and Takeing away of Boates & Canoos,

(17) An Act for Distroying beasts of prey And for Appoynting of Magistrates for the heareing and Determineing of all Causes & Controversies betweene white man & Indjan & Indjan & Indjan

The above 17 Acts of Assembly were Ratified In open assembly by the Rt: Hono^rble: John Archdale Esq^r: Governo^r & Cap^t Generall and The Hono^rble: The Lords p^{ro}p^{ri}es: Deputyes/ This 16th: Day of March 1695/6/

by Consent of the Members The Speaker Adjourned the house till 7 a Clock to Morrow morning/

Tuesday the 17th: march In The Morning—

The House Mett according to Adjournment/

May it Please yo^r Hono^{rs}/

The Commons Believeing that it is necessary an officer be Appoynted

for the Measureing of fflatt and Cube worke betweene buyer and Seller, and workemen and their Employers, for the prevention of Strife and Differances Thereabout Doe Recomend to yo^r Hono^r as a fit person for y^e Same m^r David Maybanke of this Province Carpenter/

ordrd—/ That M^r: Speaker Signe the Above Recomendations of the house

Ordered That the Publick Treasurer pay out of the Publick Money to Thomas Rose Clerke of the Assembly for his Extrordinary Cost in Pen Juke paper and p^{ersonall} Attendance, ffor and upon the Publick Dureing ffourteene Months past the Summe of fifteene Pounds and that this ord^r be Sent to the uper house for their Ascent

ordrd: That the Speaker Signe the above ord^r

The Above ord^r is ascended to by the upper

House & Signed by ord^r Thom^s Cary Secret^y:/

Ordered y^t the Publick Treasurer Pay out of the Publick Money to francis ffdling messenger of the Assembly for his House Roome ffire Candle and personall Attendance for and upon the publick Dureing ffowerteene months past The Summe of Seaven Pounds and Tenn Shillings (and y^t this ord^r be Sent to the uper House for Their Assent/ ordrd that The Speaker Signe the Same,

The above ord^r is Assented to
by the upper house and Signed }
p^{ersonall} ord^r— Thom^s Cary Secr^y }

March the 17th 1695/6

Ordered that Ralph Izard Esq^r= m^r John Ladson and m^r Daniell Courtise be Appoynted to Joyne wth Three persons Nominated by the Governo^r and Councill to putt A Certaine price upon the Severall Commodities in which Rent may be paid, And Appoynting a place of payment in Each County

And y^t M^r: Speaker Signe the s^d ord^r/

Ordered y^t Thomas Rose Clerke doe Enter y^e foule Journall of this Assembly into a ffaire Booke And y^t he keepe the acts of Assembly Safe and doe not part wth them to Any p^{erson} (whatsoever). out of his owne Custody And y^t any member of Assembly may have Coppies of all or Any acts of Assembly by himselfe or any he shall appoynt w^{thout} ffee, so he or they doe y^e Same at the Clerks house/

Ordered That Cap^t William Smith Guner doe Mount upon Cary-ages y^e Remaining Great Gunns which he is Oblidged to Mount by an Act Entitled an act for Raiseing a Publick Store of powder for the Defense of this p^{rovince} And that the s^d Gunns be placed at the

End of the Streete nere m^r: Richard Tradds Till Another place and a plattform be Appoynted and Made for them/ and that this ord^r be Sent to the Uper house for Their Concurrence/

Ordrd: that M^r: Speaker Signe the s^d ord^r/

The Humble address and Recognition of the Commons assembled To the R^t Hono^{ble} The True and absolute Lords and ~~Þ~~pp^{rs}: of the Province of Carolina and To the R^t Hono^{ble} John Archdale Esq^r: Gen^{rl} Admirall and Governo^r— of the Same — —
R^t Hono^{ble}==

Wee the Representatives of the ffreemen of that part of yo^r Province which Lyes South and west of Cape ffeare Profoundly Sencible of y^r— Most Gracious Intimations Considerations and ffavours in Commissionateing and Investing the R^t Hono^{ble} John Archdale Esq^r Governo^r— &c, with Such Large and ample powers for the Encouragement and in ffavour of us the Inhabittants of yo^r Collony, And Soe Highly Necessary Conducing to the better peopleing Settling and Safety Thereof, Doe Most Humbly Recognize and Sincerely and Cordially Thanke yo^r— Hono^{rs}— for the Late Acts of Grants Remission of Arrears of Rent The undeniable Manifestation of yo^r— Hono^{rs}— Paternall Care of us Living in this yo^r— Collony—

And we the Commons now Assembled no Less Sensible of the prudent Industrious and Indifaticable Care & management of y^e said Power by the R^t Hono^{ble} John Archdale Esq^r— &c, Doe in Most Humble Maner acknowledge the Same. And y^t we Doubt not, but that the frutes thereof will be the peace well ffare Tran: Quillity Plenty Prosperity and Safety of this Collony & y^e People Therein, The Act of Grace which you have soe Seasonably Condescended to. have Recovered all former Doubts Jealousies & Discouragements of us the people, And hath Laid a firme sure (and we doubt not butt) a Lasting basis, upon which may and will be Erected a Most Glorious Super Structure to the Etternall Hono^r— of The Lord^s ~~Þ~~pp^{rs}== and yo^r— our Governo^r— All which we doe and for Ever Shall be oblinded most Heartily and Gratefully to Acknowledge as y^e Production of the wisdome Discretion Patience and Labour of y^e Hono^{ble}== John Archdale Esq^r— Gen^{rl} Admirall and Governo^r— of this Province, off whome we The Commons Request to Returne This our Recognition of Thanks to their Lordships And we Shall Ever Pray &c,

Ordrd That The Speaker Signe the above address of Humble Thanks—

M^r Speaker by Consent of y^e Memb^r adjourned The House Till The Second Tuesday in Septemb^r Next

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"Satisfactory researches into the political, and especially into the constitutional, history of the colonies and states are impracticable until American historical students have a more perfect control of the sources, for a knowledge of their laws and legislative proceedings."—Dr. J. Franklin Jameson in REPORT OF THE AMERICAN HISTORICAL ASSOCIATION, 1897, p. 403.

US 19518.1.20
SC 180.1120

JOURNAL
OF THE
Commons House of Assembly
OF
South Carolina

**For the Session Beginning November 24, 1696,
and Ending December 5, 1696**

Edited by
A. S. SALLEY, JR.
Secretary of the Historical Commission of South Carolina

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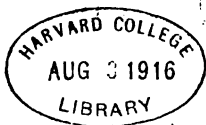
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Bright fund

By the Governo^r— and Councill

A Proclamation/

Whereas Divers weighty matters have been Transacted in the Generall Assembly at their Last Session of which the True and absolute Lords and prop^{rs}— have not yett had any notice soe y^t we Know not how the same will be Resented and approved of by them Though we have no Reason to Doubt of their Gracious and Ready Concurrence wth Every thing which shall be Done (wth their Hono^{rs}— for The Good and wellfare of the Inhabittants of this their Collony, yett not willing to Engage our Selves ffurther in any Greate and arduous matters wth-out the advice of the Lords ꝑ^{rs} in our ffurther ꝑ^{gress} which we Expect at large as soone as the Lords have Received advice of what hath been Already Done,

Therefore for the aforesaid Reasons and other Reasons us thereunto Moveing, wee Thinke fitt, and itt is our will and pleasure That the Generall Assembly which was adjourned to the Second Tuesday in September next and all Bills, Matt^{rs}— and things therein Depending Bee Prorogued to the Twenty fowerth Day of November Next And the Gener^{ll} Assembly is hereby Prorouged Accordingly, of which all ꝑ^{rs}ons Concerned are to Take notice. Given at The Councill Chamber at Charles Towne The 28th— Day of August 1696 and Signed by ord^r— of Councill/

Ja Moore Secretary

Tuesday The 24th: November 1696,
The House Mett According to Prorogation

Mr Speaker Adjourned the House by Consent
of the Memb^{rs} P^rsentt Till Eight of y^e Clock to
Morrow Morning

Wednesday The 25th: November in The morning The House Mett
According to Adjournment,

Present	}
Mr: Speaker	
mr: Ralph Izard	
Cap ^t Job: Hows	
Cap ^t W ^m — Davis	
Cap ^t : Georg Raynor	
mr: Robert Stevens	
mr: John Ladson	
Cap ^t : Tho: Smith	
mr: Richard Baker	
mr,, James Stanyarne	
mr,, James Witter	
mr,, W ^m — White—	

Present
Cap ^t James Young
Cap ^t ,, W ^m — Brockhus
mr,, John Stanyarne,
mr,, Daniell Courtise
mr,, Gabrill Glaze
mr,, Joseph Ellicott

A Message from The upper house by James Moore and William
Hawett Esq^{rs}: To Acquaint this house That y^e Upper House Desires
this House to wayte upon Them as Soone as they Could Conveni-
ently/

Ordrd— That m^r Speaker and This house Do wayte
upon The Upper House according to the s^d Message,

The House Returned And m^r Speaker Reports, to the House that
The R^t Hon^{ble}— The Govern^r Minded this house in his Speech of
the Greate abuse in Clipping and Defaceing the Currant Money of
this P^rvince and that The same may be prevented

2^{dly} That Some Care may be Taken The South Channell be not Lost,

3^{dly} That masters of Vessells may be Encouraged, by Preventing the
Runing away of their Seamen, and punishing, those that Entertheyne
them

4^{thly} That Abuses by ffalse weights and Measures be Prevented

5^{ly} That Some Emediate Care be Taken for fortifieing,

Resolved that A Bill be Brought in for The preventing—

1 Abuses in Clipping and Defaceing y^e Currant money of this
P^rvince—

Resolved That A Bill be brought in ffor Incourageing The
2 Useing And Bringing of Vessells in at the South Chanell of this
Harbour

Resolved That a Bill be Brought in to prevent, Seamen
3 from Absenting themselves, from the Service of their Respective
Masters or Command^{rs}, And for punishing Them And all other
Persons That Shall Entertheyne Them in Towne or Country

4 Resolved That A Bill be Brought in to prevent Abuses by false
Weights and Measures/

Ordered That M^r Speaker Cap^t Hob Hows Cap^t Georg Raynor &
m^r William Smith be A Committe, To Joyne wth A Committe of
The Upper House, to Survey, and Consider, whether There be not A
more Convenient, place or, places, ffor ffortifieing in Charles Towne
Then The place Appoynted by Act of Assembly, And make Their
Report Thereof to this House,

A Bill for Preventing y^e Abuses in Clipping and Defacing the Cur-
rant money of this Province, Committed to m^r William Smith &
Cap^t James Young to be prepared and brought into the House to
morrow,, morning

A Bill for Encourageing the Useing and Bringing of Vessells in
at the South Channell of this Harbour, Committed to Cap^t George
Raynor & M^r: James Witter, to be prepared and brought into this
House to Morrow Morning

A Bill To Prevent Seamen from Absenting Themselves from the
Service of their Respective Masters or Command^{rs} And for punish-
ing Them and all others Persons That Shall Entertheyne Them in
Towne or Country, Committed to m^r Daniell Courtise & m^r Joseph
Ellicott to be prepared and Brought into this House To morrow
morning

A Bill to prevent abuses by ffalse weights and Measures, Comitted
to m^r Ralph Izard and m^r Robert Stevens to be prepared and
brought into this House to Morrow Morneing—

A Bill for The makeing and Mending High ways and paths and
for Cutting of Creekes and watter Courses Committed to Cap^t Job
How, to be prepared and brought into this House/

A Bill to Revive An Act for the Settling and Regulateing of The
Millitia, Committed to Cap^t William Davis and Cap^t Thomas Smith
To be prepared and brought into this House, to morrow morning

A Bill for y^e Raiseing a Publick Store of powder for the Defence and Publick Use of this province, Committed to m^r John Ladson m^r James Stanyarne & m^r John Stanyarne To be prepared and brought into this house to Morrow Morning

M^r Speaker By Consent of the memb^{rs} adjourned The House Till Eight of the Clock to morrow Morning—

Thursday the 26th: November in The Morning

The House Mett according to Adjournment,

The Comittee Appoynted to Joyne wth a Committe of the Upper House to Survey and Consider whether there be not A more Convenient place or places for fortifieing in Charles Towne, Then the place appoynted by act of Assembly Reports to the House That they wth: a Committe of y^e Upper House Did Survey and have Considered of the most Convenient place And it was y^e oppinion of the Majo^r part of the Committe, That the poynt of Sand to the northward of the Creeke Commonly Called Collins his Creeke, is the Most Convenient place for fortifieing/

Ordrd— That The Consideration of the above Report be debated in this House to Morrow Morning, And that in the Meane time The Comittee of this House Doe make Search whether ffresh watter Can be had in the poynt of Land aforesaid And Report The Same to this House to Morrow Morning/

An Act to Make Currant Establish and Settle The weight of fforraigne Coyne Read The first Time and past wth Amendments,

The House Adjourned Till 2 of the Clock in y^e after noone/

In The after noone The House Mett According to adjournment/

ordrd: That Cap^t Thomas Smith one of The Members of this House Doe Attend the Service of y^e Same Imedjatly according to the foregoeing ord^r Cap^t Thomas Smith Attended this House and Informed this House That he was one of the Landgraves of this ¶vince and that he was Called to the Service of the up^r-House by the ffollowing Writt/

William Earle of Craven Pallatine and the Rest of The true and absolute Lords and ¶¶ of the ¶vince of Carolina—

To Landgrave Thomas Smith/

Whereas by our proclamation Dated the 28th Day of August 1696/ we have thought fitt to prorogue the Generall Assembly To the Twenty ffowerth Day of November Instant Then to meete at the House of m^r ffra^s ffdling in Charles Towne to Consult about Arduous and Urgent Buissness Concerning us and the State and Defence of our province we therefore Require you The s^d Thomas Smith as you Tend^r uss our Hono^{rs}. The Safety and Defence, of our province, aforesaid and the Dispatch of the weighty affaires thereof you Neglect not for any Reason what Soever at the place and Day aforesaid to meete us & other the Nobillity to Consult and Advise and Consent to the afores^d Matters and the Makeing of Such Laws as Shall be Thought Reasonable, Dated at Charles Towne The 4th Day of Novemb^{er}— 1696/ Witness/

Joseph Blake— ⊕
Joseph Morton ⊕
James Moore— ⊕
Tho Cary ⊕
William Hawett ⊕
John Beresford ⊕

An Act for The Settling of Pylotage,

Read the first Time and past wth Amendments

M^r: Speaker by Consent of the memb^{rs}—
adjourned The House to 8 of the Clock
tomorrow,

ffryday in The Morning y^e 27th: Novemb^r— 1696

The House Mett according to Adjournment,

The Comittee appoynted by this House To make Search whether any fresh watter Could be found on the poynt of Sand ffor ffortifieing, Reports to the House that they have made Search on the s^d poynt, and by what Search they had made There, They did not finde ffresh watter/

Resolved That the fortification be built on the poynt of Sand aforesaid,

An Additionall Bill for ffortifieing in Charles Towne Comitted to m^r Ralph Izard M^r: Rob^t Steven and m^r Dan Courtise To be prepared and Brought into this House To morrow morn^g

A Bill for Supplying the Deaths or Vacansey of any memb^{rs}— of this House Committed to Cap^t Job Hows to be prepared and Brought into this House on munday Morning next/

Ordrd— That the Messenger of this House Doe Give Notice to m^r—
 Lenard White Marrin^r—that he Doe attend this House presently/
 A Bill to Revive an Act for the Better Settling and Regulatēing of
 the Millitia Read the first Time & past wth. Amendm^{ts}:

M^r Speaker by Consent Adjourned The House
 Till 2 of y^e Clock in The afternoone/

In The afternoone the House Meet according
 to Adjournm^t—

M^r— Speaker by Consent adjourned y^e: House
 Till Eight of the Clock to morrow morning/

ffriday¹ In The Morning the 28th: of Novembr^r: 1696

The House Mett According to Adjournment,

An Act to make Currant fforreigne Coyne and to Establish the weight
 thereof &c/ Read the Seccnd Time and past

The Question is putt whether the Inhabittants of Charles Towne
 Shall mend y^e High ways so ffarr as Turkey Creeke, Caryed that
 they doe mend the High ways Soe ffar as the s^d Creeke,

Ordered y^t The Messenger of this House Do Take into his Custody
 James Williams Esq^r: m^r James Gilbertson major— Thomas
 Broughton and m^r— John Hamilton Members of this house for not
 Attending the Service of the same/

ordrd That The Speaker Signe The above ord^r/

ordered that m^r Daniell Courtise have Leave to Goe Home Home
 upon Urgent occation/

A Bill to Prevent the Ingroseing of Salt Committed to m^r John
 Morton/

ordered That a Debate about the Act for packing of Beefe and
 porke &c, be Deferred till munday next in y^e— afternoone/

M^r— Speaker by Consent of the Memb^{rs}—
 adjourned the House Till Munday next one of
 the Clock in y^e after noone/

Munday in The Afternoone.

November the 30th: The House Mett According to adjournm^t

ordrd— That the Clerke Doe Ingross An Act to Make Currant

¹Should have been Saturday.

forreigne Coyne and to Establish and Settle The weight Thereof
&c/

An Additionall Act to prevent Marrin^{rs} and Seamen Runing into
Debt Read the first Time and past with Amendments/

An Act for the Raiseing of a Publick Store of powder for y^e defence
of this province Read the first Time and past wth: amendm^{ts}—

An Act for Mending high Ways and paths and for Cutting of
Creeks and watter Courses Read the first Time and past wth—
Amendments/

Mr Speaker by Consent of the Memb^{rs}:
Adjourned the House till to morrow morning
8 of the Clock/

Tuesday In The Morning. y^e: first day of December 1696/

The House Mett according to adjournment/

Upon Heareing The Excuse of Doct^r: James Williams and m^r Ja
Gilbertson for Absenting themselves from the Service of this House,
ordrd— That the s^d Doct^r: James Williams and m^r Ja Gilbertson be
Discharged without paying any ffees/

An Act to Settle The forme of Conveyance of pattent Lands pur-
chased or to be purchased Read The first Time and past wth:
Amendm^{ts}

An Act To Supply The Roome of Members Deceased and other
Incapable of Attending the Service of the House/ Resolved That
the s^d Bill be Rejected/

Mr: Speaker by Consent of the Memb^{rs}—
adjourn^d— The House Till Two of y^e. Clock
in The afternoone

Munday¹ in The afternoone

The House Mett according to Adjournment/

The Question is putt whether there Shall be Two packers for The
packing of beefe and Porke, or one/ Caryed for Two Packers/

An Act for the Incouragement of the better Settlement of South
Carolina Read the first Time and past wth: amendments

The Question is putt whether this house Shall Address the R^t
Honoble— the Lords prop^{rs}—That the List of Jurours Shall be in
Panells/ Caryed for addressing the Lords/

¹Should have been Tuesday.

Ordrd— That Cap^t: Job Hows m^r: Rob^t Stevens and m^r John Morton be a Committe to Draw up an Address to the R^t Hono^{ble}— the Lords Prop^{rs}— Concerning the pannells of Jurys/

Ordrd— That Tomorrow in The afternoone The Lists of Jury Men be Debated/

Ordered That this House Debate tomorrow Morning The act for the Raiseing a Publick Store of powder for the Defence of this Province/

The Question is putt whether The Exportors of Lique^{rs}: Sh^{ll} have all, or halfe The Draw back/

Caryed That the Exportors have butt halfe y^e Draw Back/
by Consent of the Memb^{rs} m^r Speaker adjourn^d—
The House Till Tomorrow Morning/

Wednesday in The Morning the 2^d: of Decemb^r: 1696/

The House mett According to Adjournment,

An Act for makeing and mending Highways and paths and for Cutting of Creekes and watter Courses Read The Second Time and past/

An Act for Building a Ffortification at Charles Towne Read The first Time and past wth: Amendments

ordrd: That An Act for the Makeing and mending of High ways and paths and for Cutting of Creekes and watter Courses be Ingrosed by The Clerke,

M^r: Samuelli Hartley Being Examined by this House Declared to the house That m^r: William Bradly Pylott agreed wth: Capt Michale Cole for a percell of Beere And that the said Bradley Told him he allso Agreed wth: the s^d Cole for a p^pcell of wine, which agreement was made on Board The s^d Coles Shipp Neare Sullivans Island wthin Three Houres, or thereabouts after her Coming over the Barr

M^r James Stanyarne being Likewise Examined saith that he was on board the s^d Coles Shipp at the same time m^r Samuelli Hartley was, and heard, s^d Bradley and Cap^t Cole Chafering about wine and beare, and allso heard The s^d Cole Say, that he had Sold his Beare and wine to the s^d Bradly/

M^r: Thomas Howard being allso Examined, Saith that he was on board The s^d Coles Vessell at The same Time m^r: Samuel Hartley and m^r James Stanyarne was; And heard m^r Bradley Say on Board said Vessell he had bought beare and wine of said Cole/

Ordrd— That M^r Jonathan Amory Doe ꝓsecute m^r William Bradley
Upon The act for The Entry of Vessells for Dealeing wth: Cap^t
Michale Cole Contrary to the s^d Act

The Question is putt whether a peice of Ground Convenient to be
added to the Church yard in Charles Towne Shall be Purchased out
of The Publick money or nott/

Caryed That it Shall be purchased out of the Publick Money
ordrd/ That m^r James Witter have Leave from this House to go
home upon urgent occations and Attend the Service of This house
on Munday next/

An Act for Settling of Pylotage Read y^e second Time and past

The House adjourned Till Two of the Clock in The
afternoone/

In The Afternoone The House Mett according to Adjourn-
ment/

Upon Heareing the Excuse of Major— Thomas Broughton for
Absenting himselfe from the Service of this house/ It is ordrd—
That The s^d Major Tho Broughton be Excused w^{thout} paying any
Ffees/

An Act to Continue the acts w^{thin} mentioned Read the first Time
and past wth. amendments

An Act for The Encouragement of the Better Setlem^t in South Car-
olina Read y^e Second time and past/

ordrd: that an Act for Settling of Pylotage be Ingrossed by The
Clerke/

ordrd: that m^r John Ladson have leave from this house to Go Home
being sick and to attend the service of the House on Ffryday next,

To The R^t Honob^{le}: Joseph Blake one of the prop^{rs}— &
Governor of the province of Carolina And to the Honob^{le}

The Rest of The Members of the upper house/

The Humble Address of the Comons Assembled/

Whereas yo^r: Honor^s— did yesterday Returne a bill for Raiseing a
Publick Store of Powder and Desired y^t the same might be sus-
pended till the Expiration thereof, and Till The next sessions ffollow-
ing, we being very Apprehensive of an Invasion, and by Due Infor-
mation Sencible of the Small Quantity of powder in Store, Doe
Humbly Thinke it our bounden Duty to make ꝓvision for Raiseing
the Same, Sufficent for the Defence of the, Country, and haveing
Duly Considered y^e s^d Act Doe find y^t in Two years after the Rati-

fication thereof The powder Receiv^r: is bound to Deliver Two Carrells of Powder and other Things in The s^d Act specified to Such Person or Persons as by The Generall Assembly Shall be Appoynted to Receive the Same, In Consideration of the above Reasons, wee Conceive The Suspension of the s^d Act will Expose the Countrey to Eminent Danger and Therefore humbly yo^r Hono^{rs}— to Joyne wth: us in The Continuation of the Same/

ordrd: That The Speaker Signe the above Address/

ordrd. That m^r: William Brockhust have Leave from this house to Goe home, being Sick and not to Returne againe this Sessions/

M^r Speaker by Consent of the Members Adjourned
The House Till To morrow Eight a Clock in the Morning/

Thursday The third of December in the Morning/

The House mett According to adjournm^t;

M^r Speaker and Gent^m—

Wee Haveing Considered your Address sent to us Last night about the powder Bill Doe Desire that you would Lett the bill Alone Tili yo^r next Meeting according to the Limetation of the now Act, or Else that you would Take the office Immediately into yo^r Hands and allow the present Receiver Some Consideration for the Time to Come in the said office. He Delivering up The Two Barrells of powder, and other things as by the s^d act is Req^{ed}—

Decemb^r: 3^d 1696/

Joseph Blake—

Ordered That m^r James Stanyarne a Member of this House have Leave to Goe Home, upon urgent occations,/

An Act to Revive an Act for The Better Settling and Regulateing of the Millitia, Read the second Time and past—

An Act for Building a ffortification at Charles Towne Read the Second Time and past—

An Act to Prevent Abuses by false-weights and measures and to Appoynt A Sworne Measurer Read the ffirst Time and past with Amendments/

Ordered That An Act for the Encouragement of the Better Settlement of South Carolina be Ingrossed/

Ordered That m^r: Robert Stevens William Smith Esq^r m^r Joseph Ellicott and Cap^t George Rayno^r be A Committe, to Enquire and Inspect whether Cap^t William Smith Powder Receiver have now Ready Powder and all other Things he is oblided to have Ready

by an Act Entituled an Act for Raiseing of a Publick Store of Powder for the Defence of this Province and make their Report to this House in the afternoone/.

M^r. Speaker by Consent of the Members Adjourned
The House till Two of the Clock this afternoone/

Thursday 3^d December In the Afternoone,

The House Mett According to Adjournment—

The Committe to Enq^r whether Cap^t William Smith powder Receiver have now Ready powder and all other Things he is oblidge to Have Ready by an Act Entituled an Act for Raiseing a Publick Store of powd^r for the Defence of this Province, Reports that he had a Barrell and halfe of Powder and fflower Cartheridges of powder, 2 Wormes Six fformers and one Ladle and no More/

Ordered that an Act for Building a ffortification at Charles Towne be Ingrossed/

An Act To Continue the Acts wthin Mentioned Read The second Time and past/ ordered That the s^d act be Ingrossed/

The Question is putt whether the Question That the powder Receivers Bond shall be Sued or nott. Caryed in The Negative/

Ordrd: That Cap^t William Smith Powder Receiver doe forthwth: Gitt in Readiness Two Barrells of powder in Carthredges and allso Spunges Wormes Ladles and all Things necessary and Convenient as by an Act of Assembly Entitled an Act for Raiseing a Publick Store of Powder for The Defence of this Province he is oblidge/

M^r Speaker by Consent of the Members adjourned The House till To Morrow Morning Eight of the Clock/

ffryday the 4th: December In The Morning

The House mett According to Adjournment/

An Act to Prevent abuses by ffalse weights and measures and to Appoynt a Sworne Measurer Read the second Time and past/

It is further ordered That Cap^t William Smith powder Receiver doe within Twelve Days provide The perticulars und^rneath which this Assembly Beleives are necessary for the Great Gunns. And that by act in the foregoeing ord^r Mentioned he is oblidge allways to have Ready And in Case the s^d Powder Receiver or neglect the same in the said time, The R^t Hono^{ble} The Governo^r is Requested to

Impower Mr Speaker to putt his bond in Sute, And that this ord^r be sent to the upper house for their Concurrence/

(Vizt) 6 Hornes and wires,

17 Aprons 12 Linslocks

4 Ladles, 4 Wormes

fformes for Each Bore

Heights to Size the Sett for Each Gunn

Two Barrells of Powder wth: paper sufficient to make it up in Cartheridges or Two Barrells of powder Ready made up in Cartheridges, Wading for y^e Gunns Made of old Junk or Black moss/ Six pounds of Match To Every Gunn one sponge and one Rammer To Every Gunn one Bedd and one Coyne 12 HandSpikes/

The above ord^r of yesterdays Date is Assented to by the Upper House, December 5^o 1696/

Joseph Blake/

Ordrd— That m^r John Morton m^r Robert Stevens and Cap^t James Young doe upon y^e upper House and humbly Desire them to Joyne wth this House to Revive an Act Entitled an Act to Ascertaine Publick officers ffees for Two years after the Ratification thereof And That The ffees Therein Specified may be Taken in the Currant Money—

The Above Committe Reports That if this House would Raise the ffees in The fformer Act, Proportionable To the Raise of Money They are Willing to Concur wth: this House, in The Reviveing the s^d act/

An Act for the Raiseing of a Publick Store of Powder for the defence of this Province Read the Second Time and past—

Mr: Speaker by Consent of the Members adjourned
The House Till 2 a Clock in The afternoone/

ffryday in The afternoone—

The House Mett According to Adjournment,

Ordered that an Act to Prevent Abuses by ffalse Weights & Measures and to Appoynt a Sworne Measurer be Ingrossed/

ordrd: that Mr Speaker Signe the ord^{rs}— Last night and this Morn- ing relateing to the powder Receiver/

An Act for makeing and Mending high ways and paths And for Cutting of Creeks and Watter Courses Read The Third Time and past into a Law.

The Question is putt whether officers fees Shall be Raised proportionable to the raise of Money/ Caryed That fees shall not be Raised

Ord^d That An Act for the Raiseing of a Publick Store of Powder for the Defence of this Province, be Ingrossed/

An act to Revive an Act for the Better Settling and Regulateing of the Millitia Read the Third Time and past into a Law,

An Act for the Encouragement of the Better Settlement of South Carolina Read The Third Time and Past into a Law—

A Message from the uper House by Cap^t James Moore and John Beresford Esq^{rs}— That they had appoynted Three Members of their House to Meete any Number of the Commons this House Shall Appoynt at Seaven of the Clock to Morrow Morning To Confer about Two ord^{rs} of this house sent to the upper House for their Concurrence Concerning the Powd^r Receiver &c/

Ord^d That Cap^t Georg Raynor Cap^t Job Hows William Smith Esq^r— Ralph Izard Esq^r— and m^r Robert Stevens be a Committe to Meete a Committe of the upper House to Morrow Morning to Confer upon the ord^{rs} aforesaid/

An Act To Continue the acts w^{thin} mentioned Read the Third Time and Past into a Law,

The House Adjourned Till Eight of the Clock Tomorrow Morning—

Saturday in The Morning The 5th: of December 1696/

The House Mett According to adjournment—

The Committe Appoynted to Meete wth A Committe of the upper house to Confer upon the ord^{rs}— Afores^d relateing to the powder Receiver— Reports That, it was the Resolution of the Committe that all The Things in The s^d ord^r Are necessary for the Great Gunns (Except Tomkins)

Ord^d— That William Smith Esq^r— m^r Jonathan Amory Cap^t Charles Basden and m^r Joseph Ellicott or any Two of them Do Every Month Take and Receive from m^r Richard Bellinger Powder Receiver an account of the powder or Money he shall Receive in Lieu thereof and allso of what he shall Lay out and Expend and the same acco^{ts}— from Time to Time Examine State and Ballance, as they or any Two of them Shall see Cause and that this ord^r be sent to the uper House for their Concurrence, ord^d: That M^r Speaker signe The above ord^r/ The above ord^r is assented to by the upper House The day afores^d—/

Ordrd That William Smith Esq^r m^r Jonathan Amory Cap^t Charles Basden and m^r Joseph Ellicott or any Three of them Doe Contract and agree for all and Every Thing mentioned in an ord^r of this House yesterday That is Thought necessary for the Great Gunns and after the same or any of them are bought. That they Require William Smith powd^r Receiver to pay for the same as they are Bought, and at the Expiration of An Act Entitled an Act for the Raiseing of a Publick store of Powder for the Defence of this Province The Com^{rs} aforesaid or any Three of Them Doe Issue their ord^r to the Publick Receiver, to pay the s^d William Smith Powder Receiver for all and Every of the said perticulars that he shall Deliver to the said Commission^{rs}— or any three of them at y^e Same Price they or any of them Cost at first Provided they be Good and not Spoyned, And That this ord^r be sent to the upper house for their Concurrence/ And That M^r Speaker signe the above ord^r/ The Above ord^r assented to by The upper house the 5th: of Decemb^r: 1696/

An Act for Settling of Pylotage Read The Third Time and past into a Law }

An Act for Building a ffortification at Charles Towne Read the Third Time and past into a Law/

An Act to Make Currant fforeigne Coyne and to Establish and settle The Wheight Thereof &c Read The Third Time and Caryed in the Negative/

An Act to Prevent abuses by ffalse weights and Measures and to Appoynt a Sworne Measurer Read the Third Time and past into a Law

The House Adjourned Till Three of the Clock in y^e after noone/

Saturday/ In The afternoone The House Mett according to adjournm^t.

An Act for the Raiseing of a Publick Store of Powder for the Defence of this Province Read the Third Time and past into a Law Whereas by an Act of Assembly Entitled an Act for the poore, Ratified The 16th: day of March 169 5/6 The Commission^{rs}: Appoynted in the said act for the poore, Haveing power not to Draw above Tenn pounds a yeare out of the hands of the Treasurer for the use of the poore Which Sume being not a Sufficent Releife, for the poore, It is Therefore ordrd that m^r— Jonathan Amory Publick Receiver do pay out of the, Publick money The Sume of Tenn

Pounds To the Commission^{rs}— of the Poore,, for their ffurther Releife And That This ord^r be sent to the upper house for Their Concurrence, ordered that m^r Speaker signe y^e above ord^r/

The above ord^r Assented to by The upper house

Upon Heareing the Petition of Severall of the ffremer Inhabittants of this Province, It is ordered That the Consideration of the said Petition be Deferred Ti'll the next Session of Assembly/

Upon Reading the petitions of John Broad and John Challis objects of Charity/ The Consideration of the s^d Petitions are Referred to the Discretion of the Commission^{rs}— of the poore/

Ordered That The Publick Receiver pay out of the publick Money To Thomas Rose Clerke of the Assembly for his Cost in pen Inke and paper and ꝑsonall Attendances for and upon the publick from y^e 16th: Day of March Last past to this Day The Summe of Tenn pounds and that this ord^r: be sent to the upper house for their Concurrence— And that m^r Speaker Signe The Same/

The Above ord^r Assented to by The upper house,

Decemb^r: 5th: 1696/

Ordered That The Publick Receiver pay out of the publick Money to Francis ffidling messenger of the Assembly for his House Roome ffire Candle and ꝑsonall Attendance for and upon the publick from the 16th: day of march Last past, to this Day The Summe of ffive pounds And That this, ord^r be Sent to the upper House for their Concurrence And that m^r Speaker Signe the same/

The Above ord^r Assented to by the upper House/

Decemb^r— 5th: 1696/

Ordered That m^r Jonathan Amory Publick Receiver Doe pay unto William Smith Esq^r— and Cap^t Charles Basden The summe of Tenn pounds Currant Money to Purchase from m^r William Popell of Charles Towne part of a Towne Lott, belonging to the said William Popell which is Palled in with S^t: Phillips Church yard And that y^e— said William Smith and Charles Basden doe take a Conveyance from the said Will Popell for the s^d— part of a Towne Lott, in the Name of the R^t— Hono^rble— Joseph Blake Governo^r— and his successors on Trust and for the use of the s^d Church for Ever and that this ord^r be sent to y^e upper House for their Concurrence, and That The Speaker Signe the above ord^r, The above ord^r Assented to by The upper House/

Decemb^r— the 5th: 1696/

Ordered That m^r: Speaker present the ffollowing acts to the Upper House for Their Ratification (vizt.)

- (1) An Act for makeing and of high ways and paths and for Cutting of Creeks and Watter Courses
- (2) An Act to Revive the Millitia act/
- (3) An Act for The Encouragement of the Better Settlement of South Carolina/
- (4) An Act to Continue the acts w^{thin} Mentioned/
- (5) An Act for Building a ffortification at Charles Towne/
- (6) An Act for Settling of Pylotage—
- (7) An Act to Prevent abuses by false weights and measures and to Appoynt a sworne measurer/
- (8) An Act for the Raiseing of a Publick Store for y^e Defence of this Province/

The fforegoing acts were Ratified by The R^t Hono^{ble}: The Governo^r— and The Lords proprietors Deputyes the 5th: of December 1696/ (vizt) The R^t Hono^{ble} Joseph Blake Governo^r: Joseph Morton Stephen Bull James Moore, Thomas Cary William Hawett John Beresford— Esq^{rs}—

By Consent of the Members the Speaker adjourned The House Till Tuesday the 23^d of ffebruary Next

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